

State of Iowa
2000

JOURNAL OF THE HOUSE

2000
REGULAR SESSION
SEVENTY-EIGHTH
GENERAL ASSEMBLY

Convened January 10, 2000
Adjourned April 26, 2000

Volume I
January 10, 2000—April 4, 2000

THOMAS J. VILSACK, Governor
BRENT SIEGRIST, Speaker of the House
MARY KRAMER, President of the Senate

Published by the
STATE OF IOWA
Des Moines

SEVENTY-EIGHTH GENERAL ASSEMBLY
2000 Regular Session
OFFICERS OF THE HOUSE

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BARRY BRAUNS, <i>Assistant Majority Leader</i>	Muscatine
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JOHN H. CONNORS, <i>Assistant Minority Leader</i>	Des Moines
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DOREEN TERRELL, <i>Assistant to the Legal Counsel</i>	Des Moines
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JACKIE SEYMOUR, <i>Administrative Assistant I to Majority Leader</i>	West Des Moines
WARREN FYE, <i>Senior Caucus Staff Director</i>	Clive
BRUCE BRANDT, <i>Senior Caucus Staff Secretary</i>	Des Moines
LON ANDERSON, <i>Legislative Research Analyst III</i>	Johnston
GENTRY COLLINS, <i>Legislative Research Analyst</i>	Huxley
JUSTIN HUPFER, <i>Legislative Research Analyst I</i>	Des Moines
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LEW OLSON, <i>Legislative Research Analyst III</i>	Des Moines
CRAIG SCHOENFELD, <i>Legislative Research Analyst II</i>	Des Moines
PAT SCHULTZ, <i>Legislative Research Analyst II</i>	Des Moines
MARGARET THOMSON, <i>Senior Legislative Research Analyst</i>	Clive
BRAD TROW, <i>Legislative Research Analyst I</i>	Des Moines
MARK BRANDSGARD, <i>Senior Administrative Assistant to Minority Leader</i>	West Des Moines

CAROLYN McNEILL GAUKEL, <i>Administrative Assistant to Minority Leader</i>	West Des Moines
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DAVID EPLEY, <i>Senior Caucus Staff Secretary</i>	Indianola
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ED CONLOW, <i>Senior Legislative Research Analyst</i>	Des Moines
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JENIFER PARSONS, <i>Senior Legislative Research Analyst</i>	Mingo
THOMAS R. PATTERSON, <i>Senior Legislative Research Analyst</i>	Des Moines
JOSEPH P. ROMANO, <i>Senior Legislative Research Analyst</i>	Johnston
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MADELINE JAMES, <i>Switchboard Operator</i>	Des Moines
MILDRED STEWART, <i>Bill Clerk</i>	Des Moines
MARIE A. KIRBY, <i>Assistant Bill Clerk</i>	Des Moines
WILLIAM C. WALLING, <i>Postmaster</i>	Des Moines
WILBUR RHOADS, <i>Sergeant-at-Arms</i>	Des Moines
MAYNARD L. BOATWRIGHT, <i>Assistant Sergeant-at-Arms</i>	Des Moines
PAUL AARDSMA, <i>Doorkeeper</i>	Des Moines
JIM BEYER, <i>Doorkeeper</i>	Urbandale
CHARLES FOGELSON, <i>Doorkeeper</i>	Des Moines
MARVIN HOLLINGSHEAD, <i>Doorkeeper</i>	Des Moines
KATHLEEN L. O'LEARY, <i>Doorkeeper</i>	Des Moines
JERRY ORMAN, <i>Doorkeeper</i>	Windsor Heights
RICHARD R. OVERHOLSER, <i>Doorkeeper</i>	Des Moines
CARL PARKER, <i>Doorkeeper</i>	Windsor Heights
MARK WILLEMSSSEN, <i>Facilities Manager</i>	Urbandale

ELECTED OFFICERS, SUPREME COURT JUSTICES AND
IOWA COURT OF APPEALS JUDGES
ELECTIVE STATE OFFICERS

Official Address, Des Moines, Iowa

- THOMAS J. VILSACK, *Governor* Mount Pleasant
- SALLY J. PEDERSON, *Lieutenant Governor*..... Des Moines
- CHET CULVER, *Secretary of State* West Des Moines
- RICHARD JOHNSON, *State Auditor*.....Sheldahl
- MICHAEL FITZGERALD, *Treasurer of State*..... West Des Moines
- PATTY JUDGE, *Secretary of Agriculture
and Land Stewardship*.....Albia
- TOM MILLER, *Attorney General*..... Des Moines

JUSTICES OF THE IOWA SUPREME COURT

- ARTHUR A. MCGIVERIN, *Chief Justice* Ottumwa
- MARK S. CADY, *Justice* Fort Dodge
- JAMES H. CARTER, *Justice* Cedar Rapids
- K. DAVID HARRIS, *Justice* Jefferson
- J. L. LARSON, *Justice* Harlan
- LOUIS A. LAVORATO, *Justice*..... Des Moines
- LINDA NEUMAN, *Justice*..... LeClaire
- BRUCE M. SNELL, Jr., *Justice*..... Ida Grove
- MARSHA TERNUS, *Justice* Des Moines

IOWA COURT OF APPEALS JUDGES

- ROSEMARY S. SACKETT, *Chief Judge*..... Okoboji
- DARYL L. HECHT, *Judge* Sioux City
- TERRY L. HUITINK, *Judge*..... Ireton
- ROBERT E. MAHAN, *Judge*..... Ames
- JOHN C. MILLER, *Judge*..... Burlington
- MICHAEL J. STREIT, *Judge* Chariton
- ANURADHA VAITHESWARAN, *Judge* Des Moines

GAYLE NELSON VOGEL, *Judge* Knoxville
VAN D. ZIMMER, *Judge* Vinton

MEMBERS OF THE HOUSE—SEVENTY-EIGHTH GENERAL ASSEMBLY – 2000 REGULAR SESSION

Name	Residence	Age	Occupation	Representative District	Former Legislative Service
Alons, Dwayne	Hull	53	Farmer	5th— <i>Sioux</i>	78 (1st)
Arnold, Richard	Russell	54	Farmer	91st—Appanoose, Clarke, <i>Lucas, Wayne</i>	76, 77, 78 (1st)
Barry, Donna M.	Dunlap	52	Farmer	82nd— <i>Harrison, Pottawattamie</i>	76, 77, 78 (1st)
Baudler, Clel	Greenfield	60	Retired State Trooper/Farmer	78th— <i>Adair, Guthrie, Madison</i>	78 (1st)
Bell, Paul A.	Newton	49	Police Lieutenant	57th— <i>Jasper</i>	76, 77, 78 (1st)
Blodgett, Gary	Clear Lake	62	Retired Orthodontist	19th— <i>Cerro Gordo</i>	75, 76, 77, 78 (1st)
Boal, Carmine	Ankeny	43	Legislator	65th— <i>Polk</i>	78 (1st)
Boddicker, Dan	Tipton	37	Electrical Engineer	39th— <i>Cedar, Clinton, Jones</i>	75, 76, 77, 78 (1st)
Boggess, Effie	Clarinda	71	Retired Farmer	87th— <i>Adams, Page, Taylor</i>	76, 77, 78 (1st)
Bradley, Clyde	Camanche	64	Retired Engineer	37th— <i>Clinton, Scott</i>	76, 77, 78 (1st)
Brauns, Barry D.	Muscatine	67	Fair Manager	47th— <i>Johnson, Louisa, Muscatine</i>	75, 76, 77, 78 (1st)
Brunkhorst, Bob	Waverly	34	Computer Analyst	22nd— <i>Black Hawk, Bremer</i>	75, 76, 77, 78 (1st)
Bukta, Polly	Clinton	62	Educator	38th— <i>Clinton</i>	77, 78 (1st)
Carroll, Danny C.	Grinnell	46	Community Relations Mgr.	58th— <i>Jasper, Mahaska, Marshall, Poweshiek</i>	76, 77, 78 (1st)
Cataldo, Michael J.	Des Moines	34	Vice President-Iowa EPS Products	68th— <i>Polk</i>	75, 76, 77, 78 (1st)
Chiodo, Frank J.	Des Moines	31	Small Business Manager	67th— <i>Polk</i>	77, 78 (1st)
Cohon, Dennis M.	Burlington	46	Teacher	100th— <i>Des Moines</i>	72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Connors, John H.	Des Moines	77	Retired Fire Captain/Labor Arbitrator	69th— <i>Polk</i>	65, 66, 67, 67X, 68, 69, 69X, 69XX, 70, 71, 72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Cormack, Michael G.	Fort Dodge	29	Substitute Teacher/Youth Baseball Coach	13th— <i>Webster</i>	76, 77, 78 (1st)
Davis, Galen M.	Ottumwa	48	Police Sergeant	93rd— <i>Wapello</i>	78 (1st)
Dix, Bill	Shell Rock	37	Farmer	21st— <i>Butler, Grundy</i>	77, 78 (1st)

MEMBERS OF THE HOUSE—SEVENTY-EIGHTH GENERAL ASSEMBLY – 2000 REGULAR SESSION

Name	Residence	Age	Occupation	Representative District	Former Legislative Service
Doderer, Minnette	Iowa City	76	Legislator	45th— <i>Johnson</i>	60X, 61, 62, 63, 64, 65, 66, 67, 67X, 69, 69X, 69XX, 70, 71, 72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Dolecheck, Cecil	Mount Ayr	48	Farmer	88th—Decatur, <i>Ringgold</i> , Taylor, Union	77, 78 (1st)
Dotzler, William A., Jr.	Waterloo	51	Machine Operator/ Labor Rep.	26th— <i>Black Hawk</i>	77, 78 (1st)
Drake, Jack	Lewis	65	Farmer	81st—Audubon, <i>Pottawattamie</i> , Shelby	75, 76, 77, 78 (1st)
Drees, James H.	Manning	69	Retired	80th— <i>Carroll</i> , Greene	76, 77, 78 (1st)
Eddie, Russell J.	Storm Lake	61	Retired Farmer	10th— <i>Buena Vista</i> , Clay, Pocahontas	72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Falck, Steve	Stanley	41	Real Estate Appraiser	28th—Buchanan, <i>Fayette</i>	77, 78 (1st)
Fallon, Ed	Des Moines	41	Non-profit Director	70th— <i>Polk</i>	75, 76, 77, 78 (1st)
Foege, Ro	Mount Vernon	61	School Social Worker	50th— <i>Johnson</i> , <i>Linn</i>	77, 78 (1st)
Ford, Wayne	Des Moines	48	Exec. Director Urban Dreams	71st— <i>Polk</i>	77, 78 (1st)
Frevert, Marcella R.	Emmetsburg	62	Legislator	8th—Clay, Kossuth, <i>Palo Alto</i>	77, 78 (1st)
Garman, Teresa	Ames	62	Farmer/Landlord	63rd—Marshall, <i>Story</i>	72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Gipp, Chuck	Decorah	51	Farmer	31st—Allamakee, <i>Winneshiek</i>	74, 74X, 74XX, 75, 76, 77, 78 (1st)
*Greimann, Jane	Ames	58	Retired School Teacher	61st— <i>Story</i>	None
Greiner, Sandra H.	Keota	54	Farmer	96th—Keokuk, Mahaska, Wapello, <i>Washington</i>	75, 76, 77, 78 (1st)
Grundberg, Betty	Des Moines	61	Renovation & Property Mgt.	73rd— <i>Polk</i>	75, 76, 77, 78 (1st)
Hahn, James F.	Muscatine	64	Real Estate/Sales/Mgt.	48th— <i>Muscatine</i> , Scott	74, 74X, 74XX, 75, 76, 77, 78 (1st)

*Elected in Special Election November 2, 1999

MEMBERS OF THE HOUSE—SEVENTY-EIGHTH GENERAL ASSEMBLY – 2000 REGULAR SESSION

Name	Residence	Age	Occupation	Representative District	Former Legislative Service
Hansen, Brad	Carter Lake	31	Health Care Administrator	83rd— <i>Pottawattamie</i>	77, 78 (1st)
Heaton, David E.	Mt. Pleasant	58	Restaurant Owner	97th— <i>Des Moines, Henry,</i> Washington	76, 77, 78 (1st)
Hoffman, Clarence C.	Charter Oak	66	Insurance	12th— <i>Crawford, Monona,</i> Woodbury	78 (1st)
Holmes, Danny J.	Walcott	53	Accountant	40th— <i>Scott</i>	77, 78 (1st)
Holveck, Jack	Des Moines	56	Attorney	72nd— <i>Polk</i>	70, 71, 72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Horbach, Lance	Tama	41	Independent Ins. Agent	60th— <i>Benton, Black Hawk,</i> <i>Tama</i>	78 (1st)
Houser, Hubert M.	Carson	57	Farmer	85th— <i>Fremont, Mills,</i> <i>Pottawattamie</i>	75, 76, 77, 78 (1st)
Huseman, Daniel A.	Aurelia	47	Farmer	9th— <i>Buena Vista,</i> <i>Cherokee, O'Brien,</i> Plymouth	76, 77, 78 (1st)
Huser, Geri	Altoona	36	Social Worker	66th— <i>Polk</i>	77, 78 (1st)
Jacobs, Libby	West Des Moines	43	Community Relations Officer	74th— <i>Polk</i>	76, 77, 78 (1st)
Jager, Michael D.	La Porte City	31	Small Business Owner	27th— <i>Black Hawk,</i> Buchanan, Delaware	78 (1st)
Jenkins, G. Willard	Waterloo	62	Engineer	24th— <i>Black Hawk</i>	77, 78 (1st)
Jochum, Pam	Dubuque	45		35th— <i>Dubuque</i>	75, 76, 77, 78 (1st)
Johnson, David	Ocheyedan	49		6th— <i>Lyon, O'Brien,</i> <i>Osceola, Sioux</i>	78 (1st)
Kettering, Steven	Lake View	56	Community Banker	11th— <i>Ida, Sac, Woodbury</i>	78 (1st)
Klemme, Ralph	LeMars	60	Farmer	4th— <i>Plymouth, Woodbury</i>	75, 76, 77, 78 (1st)
Kreiman, Keith A.	Bloomfield	45	Attorney	92nd— <i>Appanoose, Davis,</i> Monroe, Van Buren	75, 76, 77, 78 (1st)
Kuhn, Mark A.	Charles City	49	Farmer	29th— <i>Floyd, Howard, Mitchell</i>	78 (1st)
*Larkin, Richard L.	Fort Madison	47	Correctional Counselor	99th— <i>Des Moines, Lee</i>	75, 76, 77, 78 (1st)

*Elected in Special Election February 16, 1993

MEMBERS OF THE HOUSE—SEVENTY-EIGHTH GENERAL ASSEMBLY – 2000 REGULAR SESSION

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Name	Residence	Age	Occupation	Representative District	Former Legislative Service
Larson, Charles W., Jr.	Cedar Rapids	31	Attorney—ESCO Group	55th— <i>Linn</i>	75, 76, 77, 78 (1st)
Lord, David G.	Perry	65	Self-employed Businessman	77th— <i>Dallas, Madison</i>	76, 77, 78 (1st)
Martin, Mona K.	Davenport	65	Property Management	43rd— <i>Scott</i>	75, 76, 77, 78 (1st)
Mascher, Mary	Iowa City	47	Teacher	46th— <i>Johnson</i>	76, 77, 78 (1st)
May, Dennis	Kensett	52	Farmer	20th— <i>Cerro Gordo, Mitchell, Worth</i>	72, 72X, 72XX, 73, 75, 76, 77, 78 (1st)
Mertz, Dolores M.	Ottosen	71	Farmer/Legislator	15th— <i>Humboldt, Kossuth</i>	73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Metcalf, Janet	Urbandale	63	Legislator	75th— <i>Polk</i>	71, 72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Millage, David A.	Bettendorf	46	Attorney	41st— <i>Scott</i>	74, 74X, 74XX, 75, 76, 77, 78 (1st)
Mundie, Norman	Fort Dodge	71	Retired Farmer	14th— <i>Boone, Calhoun, Hamilton, Webster</i>	75, 76, 77, 78 (1st)
*Murphy, Patrick J.	Dubuque	40	Self-employed-Jajona Ent.	36th— <i>Dubuque</i>	73 (2nd), 74, 74X, 74XX, 75, 76, 77, 78 (1st)
**Myers, Richard	Iowa City	65	Business Owner	49th— <i>Johnson</i>	75 (2nd), 76, 77, 78 (1st)
Nelson-Forbes, Beverly J.	Marshalltown	70	Retired Exec. Vice President	64th— <i>Marshall</i>	76, 77, 78 (1st)
O'Brien, Michael J.	Boone	60	Retired Teacher	79th— <i>Boone, Greene</i>	75, 76, 77, 78 (1st)
***Osterhaus, Robert J.	Maquoketa	68	Pharmacist	34th— <i>Dubuque, Jackson</i>	76 (2nd), 77, 78 (1st)
Parmenter, Dennis W.	Cambridge	48	Attorney	62nd— <i>Story</i>	78 (1st)
Raecker, J. Scott	Urbandale	38	Exec. Director-Institute for Character Development	76th— <i>Dallas, Polk</i>	78 (1st)
Rants, Christopher	Sioux City	32	Pierce and Associates	3rd— <i>Woodbury</i>	75, 76, 77, 78 (1st)
Rayhons, Henry	Garner	63	Farmer	16th— <i>Hancock, Winnebago, Wright</i>	77, 78 (1st)

*Elected in Special Election September 26, 1989

**Elected in Special Election February 22, 1994

***Elected in Special Election January 16, 1996

REPRESENTATIVES

MEMBERS OF THE HOUSE—SEVENTY-EIGHTH GENERAL ASSEMBLY – 2000 REGULAR SESSION

Name	Residence	Age	Occupation	Representative District	Former Legislative Service
Reynolds, Rebecca	Bonaparte	50	Legislator	94th—Jefferson, Van Buren, Wapello	77, 78 (1st)
Richardson, Steve	Indianola	44	Teacher	89th—Warren	77, 78 (1st)
Scherrman, Paul	Farley	51	Business Owner	33rd—Delaware, Dubuque	77, 78 (1st)
Schrader, David	Monroe	47	Small Business Owner/ Operator	90th—Marion, Warren	72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
*Shey, Patrick	Cedar Rapids	41	Attorney	52nd—Linn	None
Shultz, Don	Waterloo	63	Consultant	25th—Black Hawk	70, 71, 72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Siegrist, Brent	Council Bluffs	47	Consultant	84th—Pottawattamie	71, 72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Stevens, Greg	Milford	39	Teacher	7th—Dickinson, Emmet, Palo Alto	78 (1st)
Sukup, Steven E.	Dougherty	43	Industrial Engineer	18th—Franklin, Hardin	76, 77, 78 (1st)
Sunderbruch, John P.	Davenport	50	Firefighter/EMT-I	44th—Scott	78 (1st)
**Taylor, Dick	Cedar Rapids	69	Retired Electrician	53rd—Linn	None
***Taylor, Todd	Cedar Rapids	33	Labor Representative	54th—Linn	76 (2nd), 77, 78 (1st)
Teig, Russell W.	Jewell	42	Farmer	17th—Franklin, Hamilton, Hardin, Wright	76, 77, 78 (1st)
Thomas, Roger	Elkader	49	Farmer	32nd—Allamakee, Clayton, Fayette	77, 78 (1st)
****Thomson, Rosemary R.	Marion	63		51st—Linn	76, 77, 78 (1st)

*Elected in Special Election November 2, 1999

**Elected in Special Election January 4, 2000

*** Elected in Special Election June 27, 1995

****Elected in Special Election January 10, 1995

MEMBERS OF THE HOUSE—SEVENTY-EIGHTH GENERAL ASSEMBLY – 2000 REGULAR SESSION

Name	Residence	Age	Occupation	Representative District	Former Legislative Service
Tyrrell, Phil	North English	67	Independent Insurance Agent	59th—Benton, Iowa	68, 69, 69X, 69XX, 72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Van Engelenhoven, James L.	Leighton	56	Farmer	95th—Mahaska, Marion	78 (1st)
Van Fossen, James	Davenport	39	Economic Development Analyst-MidAmerican Energy	42nd—Scott	76, 77, 78 (1st)
Warnstadt, Steve	Sioux City	32	Adjunct Instructor	2nd—Woodbury	76, 77, 78 (1st)
Weidman, Dick	Griswold	59	Funeral Home Employee/ Retired State Trooper	86th—Cass, Montgomery, Pottawattamie	74, 74X, 74XX, 75, 76, 77, 78 (1st)
Weigel, Keith	New Hampton	44	Certified Financial Planner	30th—Chickasaw, Howard, Winneshiek	75, 76, 77, 78 (1st)
Welter, Jerry J.	Monticello	64	Retired Farmer	56th—Jones, Linn	75, 76, 77, 78 (1st)
Whitead, Wesley E.	Sioux City	66	Retired	1st—Woodbury	77, 78 (1st)
Wise, Philip	Keokuk	53	Teacher	98th—Henry, Lee	72, 72X, 72XX, 73, 74, 74X, 74XX, 75, 76, 77, 78 (1st)
Witt, William G.	Cedar Falls	49	Photojournalist	23rd—Black Hawk	75, 76, 77, 78 (1st)

JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 10, 2000

Pursuant to chapter two (2), section two point one (2.1), Code of Iowa, the House of Representatives of the Seventy-eighth General Assembly of Iowa, 2000 Regular Session, convened at 10:00 a.m., Monday, January 10, 2000.

The House was called to order by the Honorable Brent Siegrist, Speaker of the House.

Prayer was offered by Reverend Jim Kirby, pastor of Dowling High School, Des Moines.

The Journal of Thursday, April 29, 1999 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Sergeant-at-Arms, Wilbur Rhoads; Assistant Sergeant-at-Arms, Maynard Boatwright; and Doorkeepers: Paul Aardsma, Charles Fogelson, Kathleen O'Leary, Jerry Orman, Richard Overholser, Carl Parker and Marvin Hollingshead.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Reynolds of Van Buren on request of Schrader of Marion; Barry of Harrison for the week of January 10 through January 14, 2000; Hansen of Pottawattamie on request of Speaker Siegrist.

INTERIM COMMUNICATIONS RECEIVED

The following communications were received during the interim and are on file in the office of the Chief Clerk:

May 7, 1999

The Honorable Thomas J. Vilsack
Office of the Governor
State of Iowa
State Capitol
L O C A L

Dear Governor Vilsack:

As you know I have accepted the position as President of the Cedar Rapids Chamber of Commerce.

I therefore resign my position as State Representative in House District 52 in the Iowa House of Representatives effective 12:00 p.m. May 7, 1999.

I wish you the best in your term as Governor.

Respectfully,
Ron J. Corbett
State Representative

July 1, 1999

The Honorable Thomas J. Vilsack
Office of the Governor
State of Iowa
State Capitol
L O C A L

Dear Governor Vilsack:

For the past five years, it's been my pleasure to serve the people of Ames and Story County as their representative in the Iowa House of Representatives. I have been privileged to represent these thoughtful and progressive people – an honor I will treasure for the rest of my life.

In the past few years, there have been a number of changes in my personal life, and I have made the decision that now is the time to move back to my original home in New England to be closer to my family. Therefore, I am resigning from my position as representative from House District 61 as of July 1, 1999.

You and Lieutenant Governor Pederson have brought to the people of Iowa a vision and leadership for the future, and I have been honored to be a part of that. Iowa will continue to be served well by your administration. I wish you success in the years to come.

Sincerely,
Cecelia Burnett
State Representative

December 6, 1999

Governor Thomas J. Vilsack
Governor's Office
State House
Des Moines, IA 50319

Re: Resignation

Dear Governor Vilsack:

This letter will provide the formal notice of my resignation as the Representative of House District 53 in the 78th General Assembly. This resignation is for the purpose of being able to accept an appointment in your administration.

I look forward to serving the people of Iowa in a new capacity.

Very truly,
Kay Chapman
State Representative
House District 53

SUPPLEMENTAL REPORT OF THE COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to a seat in the House of Representatives of the Seventy-eighth General Assembly as shown by duplicate copies of the certificate of election on file in the office of the Secretary of State:

CERTIFICATION

STATE OF IOWA
Office of
THE SECRETARY OF STATE

To the Honorable, Clerk of the House of Representatives:

I, CHESTER J. CULVER, Secretary of the State of Iowa, custodian of the files and records pertaining to the elections in the state, do hereby certify that the State Canvassing Board has declared that at a special election held on November 2, 1999, Jane Greimann was elected to fill a vacancy in the office of the House of Representatives of the Sixty-first District, for the balance of the term which began on January 1, 1999.

(Seal) IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this eighth day of November, 1999.

CHESTER J. CULVER, Secretary of State

I hereby acknowledge receipt of the original copy of this document on the ninth day of November, 1999.

ELIZABETH A. ISAACSON, Chief Clerk of the House of Representatives

CERTIFICATION

STATE OF IOWA
Office of
THE SECRETARY OF STATE

To the Honorable, Clerk of the House of Representatives:

I, CHESTER J. CULVER, Secretary of the State of Iowa, custodian of the files and records pertaining to the elections in the state, do hereby certify that the State Canvassing Board has declared that at a special election held on November 2, 1999, Pat Shey was elected to fill a vacancy in the office of the House of Representatives of the Fifty-second District, for the balance of the term which began on January 1, 1999.

(Seal) IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this fifteenth day of November, 1999.

CHESTER J. CULVER, Secretary of State

I hereby acknowledge receipt of the original copy of this document on the sixteenth day of November, 1999.

ELIZABETH A. ISAACSON, Chief Clerk of the House of Representatives

CERTIFICATION

STATE OF IOWA
Office of
THE SECRETARY OF STATE

To the Honorable, Clerk of the House of Representatives:

I, CHESTER J. CULVER, Secretary of the State of Iowa, custodian of the files and records pertaining to the elections in the state, do hereby certify that the State Canvassing Board has declared that at a special election held on January 4, 2000, Dick Taylor was elected to fill a vacancy in the office of the House of Representatives of the Fifty-third District, for the balance of the term which began on January 1, 1999.

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this seventh day of January, 2000.

CHESTER J. CULVER, Secretary of State

I hereby acknowledge receipt of the original copy of this document on the tenth day of January, 2000.

ELIZABETH A. ISAACSON, Chief Clerk of the House of Representatives

MONA MARTIN, Chair
CHARLES LARSON
JANET METCALF
PAUL BELL
DENNIS COHOON

Martin of Scott moved that the report of the committee on credentials be adopted.

The motion prevailed and the report was adopted.

Rants of Woodbury moved that a committee of two be appointed to escort Representative Dick Taylor to his legislative seat.

The motion prevailed and the Speaker appointed as such committee T. Taylor of Linn and Welter of Jones.

The following oath of office was administered to Representative-elect D. Taylor on January 10, 2000 by the Chief Clerk.

OATH OF OFFICE

"I do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of the office of Representative in the General Assembly of the State of Iowa according to the best of my ability, so help me God."

DICK TAYLOR

The following oath of office was administered to Representative-elect Greimann and Representative-elect Shey on November 23, 1999 by the Chief Clerk.

OATH OF OFFICE

"I do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of the office of Representative in the General Assembly of the State of Iowa according to the best of my ability, so help me God."

JANE GREIMANN
PAT SHEY

I do certify that the above oath of office was administered on November 23, 1999 at the State Capitol.

CHRISTOPHER RANTS

I do certify that the above oath of office was administered on November 23, 1999 at the State Capitol.

DAVID SCHRADER

Rants of Woodbury moved that a committee of two be appointed to escort Representative Jane Greimann and Representative Patrick Shey to their legislative seats.

The motion prevailed and the Speaker appointed as such committee Parmenter of Story and Garman of Story to escort Representative Greimann, and Larson of Linn and Mertz of Kossuth to escort Representative Shey.

COMMITTEE TO NOTIFY THE GOVERNOR

Teig of Hamilton moved that a committee of three be appointed to notify the Governor that the House was duly organized and ready to receive any communication that he may desire to transmit.

The motion prevailed and the following committee was appointed: Teig of Hamilton, Boggess of Taylor and Dotzler of Black Hawk.

COMMITTEE TO NOTIFY THE SENATE

Boal of Polk moved that a committee of three be appointed to notify the Senate that the House was duly organized and ready to receive any communication that the Senate may desire to transmit.

The motion prevailed and the following committee was appointed:
Boal of Polk, Dix of Butler and Jochum of Dubuque.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 101

Rants of Woodbury asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 101 as follows and moved its adoption:

1 HOUSE CONCURRENT RESOLUTION 101
2 By Rants and Schrader
3 *Be It Resolved by the House of Representatives, The*
4 *Senate Concurring,* That a joint convention of the two
5 houses of the 2000 session of the Seventy-eighth
6 General Assembly be held on Tuesday, January 11, 2000,
7 at 10:00 a.m.; and
8 *Be It Further Resolved,* That Governor Thomas J.
9 Vilsack be invited to deliver his condition of the
10 state and budget message at this joint convention of
11 the two houses of the General Assembly, and that the
12 Speaker of the House of Representatives and the
13 President of the Senate be designated to extend the
14 invitation to him.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 102

Rants of Woodbury asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 102 as follows and moved its adoption:

1 HOUSE CONCURRENT RESOLUTION 102
2 By Rants and Schrader
3 *Be It Resolved by the House of Representatives, The*
4 *Senate Concurring,* That a joint convention of the two
5 houses of the 2000 session of the Seventy-eighth
6 General Assembly be held on Wednesday, January 12,
7 2000, at 10:00 a.m.; and
8 *Be It Further Resolved,* That Chief Justice
9 McGiverin be invited to present his message of the
10 condition of the judicial branch at this convention,
11 and recommend such matters as the Chief Justice deems
12 expedient, pursuant to section 602.1207 of the Code.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that **House Concurrent Resolutions 101 and 102** be immediately messaged to the Senate.

REMARKS BY THE MAJORITY LEADER

Rants of Woodbury addressed the House as follows:

Good morning, and welcome back. I hope all of you had a good interim since last we were together like this. I know that I did. I trust that all of you arrived in town ready to roll up your sleeves and go to work because that is exactly what we will do this week.

Machiavelli said "One change leaves the way open for the introduction of others." That is certainly true for this legislature. There has been a change in leadership within our caucus – which will in turn cause more change. There has been a change in the make up of this body – and that too will bring change. I'm eager to see what the three newest members to our legislative family bring to our discussions.

And then there are the changes we seek to cause this year. And with each, comes a challenge.

Traditionally the first week of the legislative session is regarded as mostly ceremonial. That is going to change this year. This year we are going to hit the ground running. We have a number of issues that need to be addressed right away – first and foremost keeping our budget balanced. Representative Millage – that is your challenge. This afternoon the appropriation committee and its subcommittees will begin work on the deappropriation bill – a piece of legislation I'd like to have on Governor Vilsack's desk by the time we adjourn for the week.

Representative Grundberg – the challenge for you and the education committee will be to form a compact between parents and their schools that ensures that children leave elementary school reading at grade level. That will require not just teachers, but also parents and students to accept real responsibility for the student's progress or the lack of it. Iowa may be the most literate state in the union, but that isn't good enough. Every child must be able to read.

Representative Van Fossen – the challenge for you and the Ways and Means committee is to ease the tax burden on Iowans. Iowa's seniors should be able to remain in Iowa upon their retirement. For those whom the cold winters don't drive south, we must ensure that our tax code doesn't push them out. The taxation of their social security benefits must end. Young Iowa families need a break as well. Please give them freedom from taxes for at least one day when they are doing their back to school shopping.

Representative Teig – it is the challenge for you and the Economic Development committee to return to work on two issues on which you have already done much work. Workforce development and venture capital. If Iowa is going to realize the goal of

having more Iowans, younger Iowans and better paid Iowans – then your committee must again craft legislation to help Iowans acquire the skills they need to compete in today's changing workplace and find the capital to create new businesses.

Representative Gipp – you and your colleague signed up for the Transportation, Infrastructure and Capitals Committee. It ought to be re-designated the “Quality of Life” committee. Iowans are counting on you to continue our commitment of protecting our environment, repairing our parks, and helping local communities provide recreational opportunities for Iowans. Your challenge is not to do just this. Your challenge is to do this without neglecting the physical infrastructure of this state. Bricks and mortar eventually crumble – and we need to make sure that our public buildings are safe and in good repair for the protection of all Iowans.

A small challenge for all of us in this new year is to treat each other with respect and the courtesy we each deserve. Voltaire said “We cannot always oblige, but we can always speak obligingly.”

We have enough difference between all of us – partisan difference, geographic differences, and of course the well publicized “rural/urban” difference. We do not need to exacerbate these differences by mistreating each other on the floor.

McKinney Hubbard, a humorist who lived a hundred years ago once stated that “an optimist is a guy who has never had much experience.” Well, perhaps that is why I am so optimistic about this session. I believe that we can overcome each of these challenges to make Iowa an even better state in which to live, work and raise a family.

Because I am new to this job I will do things a little differently than the last person to sit at this desk. You can expect a few changes. I would advise my colleagues that I'm going to try and move this session along at a quick pace – so please be ready to debate your bill when it appears on the blue debate calendar. I will make an effort to give both caucuses advanced notice of when legislation will be debated – but please, don't ask me about the dove bill this morning. Our caucus will spend more time in caucus than we have in the past. Representative Schrader, I'll try and give you advance notice of those so that we can use our time wisely by having both parties caucus. One thing that will not change is the open door policy that has always existed in this office. The door is open to everyone, regardless of party, so come on back.

There is a new staff in the Majority Leader's office. I'd like to introduce them to you – most of you already know Jeff Mitchell but many of you have not yet met Jackie Seymour. Last week we had the ceremonial “passing of the clipboard” from Susan Severino to Jackie, so if you have a question about the calendar, Jackie is the one to see. If your bill isn't ready to debate yet, Jackie will be the one coming to see you.

All three of us are new to these positions, and that ensures mistakes will be made – most likely on my part. So I ask for your understanding in advance.

Two hundred years ago, Pastor Lyman Beecher offered the following prayer, “Oh Lord, grant that we may not despise our rulers; and grant, oh Lord, that they may not act so we can't help it.” Ladies and Gentlemen, during the next one hundred days let's not give them any reason to do so.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Teig of Hamilton, chair of the committee to notify the Governor that the House was duly organized and ready to receive any communication he might desire to transmit, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Boal of Polk, chair of the committee to notify the Senate that the House was duly organized and ready to receive any communication the Senate might desire to transmit, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

REMARKS BY THE MINORITY LEADER

Schrader of Marion addressed the House as follows:

Addressing this assembly at the start of a session is always a bit humbling. All the members have been sent here as leaders to speak and vote for the people of their districts. The experience, abilities and ideas collectively held by all of you are nearly endless. They provide us an opportunity to do great things.

Let us start the 2000 legislative session by listening to the ideas of all members, by relying on the collective experiences of all members, and by using the abilities of all members of this chamber to do the best job for the people of Iowa.

All of us, particularly the leaders, Republicans and Democrats alike, have fought in the political battlefields for a long time. Most of us have a few scars to show for it. But the past does not have to dictate the present. We make the decision whether the session is merely the opening chapter of the upcoming campaign, or whether it is truly a time to solve problems and address needs as Iowa enters a new century.

It is a fact that with a Democratic Governor and a Republican-controlled Legislature any accomplishments or successes this session will be bipartisan. That bipartisanship should start in this chamber.

I have a few suggestions. First, the committee and subcommittee process should work the way it was intended. Mr. Speaker, I know that you will agree with me that during our first years of service it was the exception, not the rule, to "walk" a bill to collect signatures from subcommittee members. Subcommittees actually met to read and discuss and perfect a bill before it went to committee. But today the "up front"

work that is the subcommittee and committee process is too often ignored. The embarrassing result has been legislation that is flawed and misunderstood. Let's refocus on the committee process and improve the quality of our work.

Our appropriations process has always been difficult. But all subcommittee members have become increasingly isolated from the decisionmaking process. There was a time when subcommittees met and actually debated the items that go into their budget bills. Of course, the majority party had its priorities and its budget target, but there was actual decisionmaking by the members on the budget items that weren't priorities. The final budget was not predetermined by leadership or the subcommittee chairs.

The quality of our work product will be vastly improved if the subcommittee members – who attend the meetings and understand the budget – are allowed to decide the components of their appropriations bills.

Finally, I believe the members can do a better job during floor debate. This room was never meant to be a quiet or sedate place. The issues we discuss and the differences that exist often combine to create great passion, as they should. Our House Rule 10 has been invoked too often in recent years, many times just to relieve a member's discomfort over not knowing the answers to legitimate questions. Any and all information relating to an issue before us is vital. Attempts to disallow discussion of past debates and previous actions are inconsistent with the purpose that we are here for.

At times a member may be uncomfortable, as a colleague points out flaws in a bill or inconsistencies in a position. But that discomfort is not a reason to limit debate. We must never tolerate a personal attack in debate, but we must never deny the passion in a debate that makes our system the envy of the world.

Mr. Speaker, politics as usual may be what is expected from this session. Our constituents are more cynical than ever before about their government. Last week in the special election in Cedar Rapids only eleven percent of the registered voters bothered to participate, not to mention the sizable number of people who were not eligible to vote because they have never registered.

Let us resist "politics as usual" and demonstrate to Iowans our ability to lead. Mr. Speaker, Democrats are ready to begin.

COMMITTEE FROM THE SENATE

Senator Johnson from Dallas appeared and notified the House that the Senate was duly organized and ready to receive any communication that the House might desire to transmit.

REMARKS BY THE SPEAKER

Speaker Siegrist addressed the House as follows:

Good morning and welcome back!! As we once again gather in this magnificent chamber, we renew friendships and begin to enjoy time with our second family. While it is always difficult to leave our real homes, it is always a pleasure to come back to work in the Iowa House.

Our legislative family has changed with the addition of three new members. On behalf of the entire House, I want to welcome Representatives Griemann, Shey, and Taylor. I'm sure that your experience in this legislative process will be one of the most interesting and rewarding of your life.

After all the intense build-up to the new millennium the past year, it is almost easy to forget that this session of the 78th General Assembly is the first of a new century. As such, this session will be special and by working together, we can make it a special session for Iowans.

Tomorrow, Governor Vilsack will deliver his State of the State address. Like him, I have had the opportunity during the interim to travel all over Iowa talking with people about our future. From Council Bluffs to LeMars to Mason City to Dubuque and Mt. Pleasant and Chariton, and many points in between, it has been interesting and enjoyable to visit with Iowans about how our state is doing.

From my viewpoint, the state of the State is good, and with our hard work and cooperation this session, it will get better. Much talk has already focused on the budget of our state. It is important to note that the fiscal condition of our state government is very solid. As we gather here today, we have around \$600 million in the bank in our reserve funds. That figure is one of the highest in the history of our state. Our economy is still projected to have solid, moderate growth of 3.7% despite the dramatic downturn in farm commodity prices. The work that this House has done the last eight to ten years has allowed our economic base to diversify to the point that despite these historic low prices this past year, our economy continues to grow. However, even though our overall fiscal situation is solid, the budget we will be working on this session is difficult and extremely tight. I got to thinking about this year's budget difficulty and the surplus last night while listening to some music. In his song, *L.U.V.*, John Mellencamp sings "I'm thinking about the government, wondering where the money went. Into outer space, I guess." There has been discussion in the media recently about where the \$900 million surplus has gone. The fact of the matter is that we have reduced the surplus from \$900 million to \$600 million by design via tax reductions for all Iowans. The tight budget we currently face is due to revenue shortfalls because of the farm economy, and overspending by the Governor and Legislature. And we must share some of that blame. So, beginning today, we must work together to get this budget back in balance without touching our significant cash reserve.

As I visited with people around the state, I found the large majority of them felt that Iowa is on the right track. As Representative Rants mentioned, we have challenges facing us. Challenges that will allow us to continue to make Iowa a better place to live. We have the opportunity this session to pass legislation which will affect all Iowans. We will accomplish this by making sure that our students are reading at grade level, and when they are not, making sure they get extra help to catch up. We will touch Iowans by passing and signing into law a workforce development bill that will train and retrain our workers for the jobs of the future. We must help our senior citizens by removing the tax on social security. And we must make Iowa a better place

to live by enhancing our quality of life and ensuring that our water is clean and that recreation opportunities and community attractions continue to improve. These are the goals of the Republican Caucus, and indeed I believe they are shared by both parties as well as the Governor.

Martin Luther King, Jr. said "Life's most persistent and urgent question is: What are you doing for others?" By acting on these goals, I know we will feel comfortable at the end of this session answering Dr. King's question.

Another thing that Iowa citizens told me around the state is that they are proud of all of us for getting our fiscal house in order. They are proud that we no longer use budget gimmicks to balance our books. They don't want us to make promises we don't keep, and they don't want us shifting money around to places where it doesn't belong. Iowans have long memories, and they remember our past indiscretions. They remember starting the Instructional Support Levy for schools and then never fully funding it. They remember the creation of R.E.A.P. at \$30 million a year and then never fully funding it. They remember in the early '90's when we cut back on the Homestead Tax Credit because of our bad budgeting practices. And they certainly remember the years that we robbed the road use tax fund by paying for the operation of the Highway Patrol out of road construction funds. They appreciate the progress we have made and during this tight budget year they want us to continue to use sound budgeting practices.

Iowans also are very happy with our infrastructure fund. They love the recreation grants, lake dredging, biking and hiking trails, state capitol restoration, and the Community Attraction and Tourism fund that we established using infrastructure money. We should not be moving programs that have nothing to do with infrastructure from the general fund into the infrastructure fund. We have made great progress, and we have to make sure that one tight budget year doesn't make us think of the easy, but bad, practices of the past.

So we have a challenging session ahead of us. To accomplish what our state needs, we have to strive to work together. There are some people around here who say it is an election year and that partisanship will be very high. That's not what the people of Iowa want. They want us to work to improve our great state. They understand that we will have fights and disagreements. However, there will be plenty of time for partisan politics beginning next May. For the next 100 days, we must work to pass the legislation necessary to improve our state.

Finally, I want to thank each and every one of you for serving in the Iowa House. It is an unfortunate fact of life that the people of Iowa do not know what a sacrifice it is for all of us to serve in the Iowa House. If you haven't been here, you can't know how difficult it is to leave family, friends, and jobs back home to serve the public. They don't realize that we totally uproot our lives to provide a public service. There are days around here that my stomach hurts because I'm not at home with my wife and two young children. On those days, knowing that I work with all of you, the best people in the state, makes it worthwhile. Knowing that together we are making a difference makes up for the sacrifices we all make.

Thank you for allowing me to serve as your Speaker, and thank you for being part of this great institution.

RULE 57 SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for committee meetings today.

INTRODUCTION OF BILLS

House File 2001, by Carroll and Huser, a bill for an act relating to the information included when a payor of income withholds a child support obligor's income for payment to the clerk of the district court or to the collection services center.

Read first time and referred to committee on **human resources**.

House File 2002, by Reynolds, a bill for an act relating to permits and fees for class "B" wine permits.

Read first time and referred to committee on **state government**.

House File 2003, by Garman, a bill for an act providing for the incorporation of a practical demonstration component in an examination to obtain licensure as a practitioner of cosmetology arts and sciences.

Read first time and referred to committee on **state government**.

House File 2004, by Whitead and Warnstadt, a bill for an act relating to expenditure of primary road fund moneys for dust control on certain municipal streets.

Read first time and referred to committee on **transportation**.

House File 2005, by Grundberg, a bill for an act relating to physically and mentally disabled drivers, establishing a driver's license medical advisory council, and providing penalties.

Read first time and referred to committee on **transportation**.

House File 2006, by Martin, a bill for an act relating to individuals who may witness a declaration under the life-sustaining

procedures law or a document under the durable power of attorney for health care law.

Read first time and referred to committee on **human resources**.

House File 2007, by Sunderbruch, a bill for an act relating to establishing a presumption that infectious diseases are work-related for purposes of disability and death benefits under the statewide fire and police retirement system and the public safety peace officers' retirement, accident, and disability system.

Read first time and referred to committee on **state government**.

House File 2008, by Brauns, a bill for an act providing residency status to certain members of the armed forces for purposes of hunting, fishing, and fur harvesting.

Read first time and referred to committee on **natural resources**.

House File 2009, by Grundberg, a bill for an act relating to an award of attorney fees in an action to enforce a mechanic's lien.

Read first time and referred to committee on **judiciary**.

House File 2010, by Tyrrell, a bill for an act relating to eligibility for a military service property tax exemption.

Read first time and referred to committee on **ways and means**.

House File 2011, by Garman, a bill for an act prohibiting body piercing of persons less than eighteen years of age without prior written notarized consent of a parent, providing for injunctive relief, and providing a penalty.

Read first time and referred to committee on **human resources**.

House File 2012, by Carroll, a bill for an act relating to the designation of certain land as a rural improvement zone.

Read first time and referred to committee on **local government**.

House File 2013, by Carroll, a bill for an act regulating genetically modified yellow hilum soybeans and providing a penalty and an effective date.

Read first time and referred to committee on **agriculture**.

House File 2014, by Garman, a bill for an act exempting from the state sales and use taxes the sales of bottled, or otherwise packaged, water for human consumption.

Read first time and referred to committee on **ways and means**.

House File 2015, by Reynolds, a bill for an act relating to absentee voting at the commissioner's office in certain elections.

Read first time and referred to committee on **state government**.

House File 2016, by Millage, a bill for an act prohibiting the use of automated enforcement systems to enforce traffic regulations.

Read first time and referred to committee on **transportation**.

House File 2017, by Rants, a bill for an act allowing the state department of transportation to use primary road fund moneys for dust control on certain municipal streets.

Read first time and referred to committee on **transportation**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 10, 2000, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 101, a concurrent resolution relating to a joint convention, Tuesday, January 11, 2000, at 10:00 a.m.; Governor Vilsack to deliver condition of the state and budget message.

Also: That the Senate has on January 10, 2000, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 102, a concurrent resolution relating to a joint convention, Wednesday, January 12, 2000 at 10:00 a.m., Chief Justice McGiverin to deliver his condition of the judicial branch message.

MICHAEL E. MARSHALL, Secretary

STANDING COMMITTEES APPOINTED

The Speaker announced the following appointments to the standing committees of the House due to the resignations of Representative Corbett of Linn, Representative Burnett of Story and Representative Chapman of Linn:

ADMINISTRATION AND RULES – 14 Members

Carroll, Chair	Blodgett	Rants	Sukup
Brauns*	Jacobs	Schrader	Warnstadt
Connors**	Jochum	Siegrist	Weigel
Barry	Myers		

AGRICULTURE – 21 Members

Klemme, Chair	Drake	Johnson	Parmenter
Horbach*	Fallon	Kuhn	Rayhons
Drees**	Frevert	May	Scherrman
Alons	Greiner	Mertz	Teig
Baudler	Huseman	Mundie	Welter
Bogges			

APPROPRIATIONS – 25 Members

Millage, Chair	Cataldo	Heaton	Nelson-Forbes
Cormack*	Dix	Horbach	Parmenter
Murphy**	Falck	Huser	Taylor, T.
Barry	Garman	Jacobs	Warnstadt
Bell	Gipp	Mascher	Wise
Bogges	Greiner	Mertz	
Brunkhorst	Hansen		

COMMERCE AND REGULATION – 21 Members

Metcalf, Chair	Doderer	Jacobs	Shey
Hoffman*	Drees	Jenkins	Taylor, D.
Chiodo**	Hansen	Johnson	Van Fossen
Bradley	Holmes	Osterhaus	Weigel
Cataldo	Holveck	Raecker	Wise
Dix			

ECONOMIC DEVELOPMENT – 21 Members

Teig, Chair	Dolecheck	Martin	Stevens
Jenkins*	Heaton	May	Thomas
Dotzler**	Hoffman	Metcalf	Van Fossen
Bogges	Horbach	Nelson-Forbes	Weigel
Cohon	Jochum	O'Brien	Witt
Cormack			

EDUCATION – 23 Members

Grundberg, Chair	Bukta	Foege	Shey
Thomson*	Carroll	Hansen	Stevens
Wise**	Cohon	Kreiman	Sunderbruch
Boal	Dolecheck	Lord	Thomas
Boddicker	Eddie	Mascher	Warnstadt
Brunkhorst	Falck	Nelson-Forbes	

ENVIRONMENTAL PROTECTION – 21 Members

Hahn, Chair	Cormack	Greimann	Klemme
Bradley*	Drake	Greiner	Mascher
Witt**	Fallon	Holveck	Richardson
Alons	Foege	Huseman	Shultz
Bogges	Gipp	Kettering	Stevens
Brunkhorst			

HUMAN RESOURCES – 21 Members

Boddicker, Chair	Brunkhorst	Greimann	Mertz
Lord*	Bukta	Grundberg	Murphy
Foege**	Carroll	Hahn	Reynolds
Barry	Davis	Kreiman	Thomson
Blodgett	Ford	Martin	Witt
Boal			

JUDICIARY – 21 Members

Larson, Chair	Doderer	Millage	Shultz
Baudler*	Ford	Myers	Sukup
Kreiman**	Holveck	Parmenter	Sunderbruch
Bell	Jager	Raecker	Taylor, D.
Boddicker	Kettering	Shey	Thomson
Davis			

LABOR AND INDUSTRIAL RELATIONS – 21 Members

Tyrrell, Chair	Dotzler	Horbach	Parmenter
Barry*	Falck	Larson	Raecker
Taylor, T.**	Ford	Metcalf	Scherrman
Boddicker	Grundberg	Millage	Sukup
Connors	Hoffman	Murphy	Whitead
Dolecheck			

LOCAL GOVERNMENT – 21 Members

Houser, Chair	Connors	Huser	Richardson
Arnold*	Dix	Klemme	Van Engelenhoven
Fallon**	Eddie	Kuhn	Weidman
Alons	Greimann	Mundie	Welter
Brauns	Hahn	Reynolds	Whitead
Carroll			

NATURAL RESOURCES – 21 Members

Huseman, Chair	Brauns	Kettering	Rayhons
Sunderbruch*	Dotzler	Klemme	Richardson
O'Brien**	Drake	May	Scherrman
Alons	Frevert	Mundie	Tyrrell
Baudler	Garman	Myers	Weidman
Bell			

STATE GOVERNMENT – 21 Members

Martin, Chair	Cataldo	Houser	O'Brien
Holmes*	Chiodo	Jacobs	Reynolds
Larkin**	Connors	Jager	Taylor, T.
Arnold	Davis	Jochum	Van Engelenhoven
Bradley	Gipp	Metcalf	Whitead
Brauns			

TRANSPORTATION – 21 Members

Welter, Chair	Bukta	Garman	Rayhons
Jager*	Chiodo	Heaton	Thomas
May**	Cohoon	Huser	Van Engelenhoven
Arnold	Drees	Johnson	Warnstadt
Blodgett	Eddie	Larkin	Weidman
Brauns			

WAYS AND MEANS – 25 Members

Van Fossen, Chair	Hoffman	Kuhn	Raecker
Drake*	Holmes	Larkin	Richardson
Shoultz**	Houser	Larson	Sukup
Blodgett	Jager	Lord	Taylor, D.
Boal	Jenkins	Myers	Teig
Doderer	Jochum	Osterhaus	Weigel
Frevert			

ETHICS – 6 Members

Cormack, Chair	Warnstadt**	Parmenter	Weigel
Lord*	Martin		

HOUSE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION – 9 Members

Brunkhorst, Chair	Chiodo	Klemme	Taylor, T.
Van Engelenhoven*	Holmes	O'Brien	Tyrrell
Cataldo**			

AGRICULTURE AND NATURAL RESOURCES – 9 Members

Greiner, Chair	Baudler	Hahn	Parmenter
Dolecheck*	Eddie	May	Thomas
Mertz**			

ECONOMIC DEVELOPMENT – 9 Members

Bogges, Chair	Dotzler	Reynolds	Sunderbruch
Raecker*	Hoffman	Stevens	Teig
Holveck**			

EDUCATION – 9 Members

Hansen, Chair	Barry	Frevert	Scherrman
Boal*	Carroll	Jacobs	Witt
Mascher**			

HEALTH AND HUMAN RIGHTS – 9 Members

Nelson-Forbes, Chair	Lord	Shoultz	Thomson
Alons*	Shey	Taylor, D.	Weigel
Ford**			

HUMAN SERVICES – 9 Members

Heaton, Chair	Arnold	Foege	Houser
Johnson*	Blodgett	Greimann	Jochum
Osterhaus**			

JUSTICE SYSTEMS – 9 Members

Garman, Chair	Cormack	Larkin	Richardson
Davis*	Jager	Mundie	Welter
Bell**			

OVERSIGHT AND COMMUNICATIONS – 9 Members

Dix, Chair	Bradley	Huser	Martin
Kettering*	Drees	Jenkins	Whitead
Falk**			

TRANSPORTATION, INFRASTRUCTURE AND CAPITALS – 9 Members

Gipp, Chair	Bukta	Huseman	Warnstadt
Rayhons*	Horbach	Kuhn	Weidman
Cohoon**			

* Vice Chair

** Ranking Member

REPORT OF ADMINISTRATION AND RULES COMMITTEE

MR. SPEAKER: Pursuant to Senate Concurrent Resolution 2, your committee on administration and rules submits the following to be employed in the indicated positions, and at the indicated classification, grades and steps, and the changes in the classification of the indicated officers and employees to be effective on the date indicated:

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legislative Secretary AA I to Leader	Jacquelyn M. Seymour	17-1 to 29-1	S-O P-FT	04-30-99
Confidential Secretary II to Leader	Carolyn McNeill Gaukel	32-3 to	P-PT	04-30-99
AA II to Leader		32-3		
Exec. Secretary to Leader Confidential Secretary to Speaker	Becky L. Lorenz	24-2 to 27-1	P-FT	04-30-99
Legislative Secretary Administrative Secretary to Leader	Roberta J. Schrader	18-3 21-2	S-O P-PT	04-30-99
Caucus Secretary	David L. Epley	21-2 to 21-3	P-FT	05-14-99
AA II to Speaker	Daniel L. Fogleman	32-2 to 32-3	P-FT	05-14-99
Indexer I	Kristin L. Wentz	22-5 to 22-6	P-FT	06-11-99
Text Processor II	Judy K. Graesch	22-2 to 22-3	P-FT	06-25-99
Leg. Research Analyst I Leg. Research Analyst II	Patricia A. Schultz	29-3 to 32-2	P-FT	07-09-99
Leg. Research Analyst II Leg. Research Analyst III	Lewis E. Olson	32-4 35-3	P-FT	06-25-99
Leg. Research Analyst I	Bradley A. Trow	29-2 to 29-3	P-FT	07-09-99
Leg. Research Analyst	Gentry T. Collins	27-1 to 27-2	P-FT	07-23-99

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Leg. Research Analyst II	Craig R. Schoenfeld	32-2 to 32-3	P-FT	07-23-99
AA I to Leader	Jacquelyn M. Seymour	29-1 to 29-2	P-FT	10-29-99
Leg. Research Analyst	Dwayne Dean Fiihr Jr.	27-1	P-FT	12-01-99
Caucus Secretary	David L. Epley	21-3 to 24-1	P-FT	12-10-99
Sr. Caucus Secretary				
Sr. Legislative Research Analyst	Mary C. Braun	38-3 to 38-4	P-FT	12-24-99
Editor I	Gayle A. Goble	22-2 to 25-1	P-FT	12-24-99
Editor II				
Leg. Research Analyst III	Jenifer L. Parsons	35-3 to 38-2	P-FT	12-24-99
Sr. Legislative Research Analyst				
Sr. Legislative Research Analyst	Joseph P. Romano	38-4 to 38-5	P-FT	12-24-99
Assistant Editor	C. Elaine Schoonover	19-6 to 22-5	P-FT	12-24-99
Editor I				
Assitant Editor	Trina L. Sterling	19-3 to 22-2	P-FT	12-24-99
Editor I				
Doorkeeper	Marvin Hollingshead	11-4	S-O	01-05-00
Doorkeeper	Carl D. Parker	11-1 to 11-2	S-O	01-05-00
Leg. Research Analyst III	Stacie S. Maass	35-3 to 35-4	P-FT	01-07-00
AA III to Leader	Jeffrey G. Mitchell	35-4 to 38-3	P-FT	01-07-00
Sr. AA to Leader				
AA III to Speaker	Susan D. Severino	35-5 to 38-4	P-FT	01-07-00
Sr. AA to Speaker				
Legislative Committee Secretary	Belinda S. Backous	17-1	S-O	01-10-00
Legislative Committee Secretary	Susan C. Bruckshaw	17-6	S-O	01-10-00
Legislative Secretary	LeVena M. Fries	15/6+2 to 17/6+2	S-O	01-10-00
Legislative Committee Secretary				
Legislative Committee Secretary	Todd A. Henderson	18-2 to 17-2	S-O	01-10-00
Legislative Committee Secretary	Dolores M. Horton	17-3	S-O	01-10-00
Legislative Committee Secretary	Michael P. Lowry	17-1	S-O	01-10-00
Legislative Secretary	Betty C. Millen	15-6 to 17-6	S-O	01-10-00
Legislative Committee Secretary				
Legislative Committee Secretary	Jean P. Olson	17-1	S-O	01-10-00
Legislative Secretary	Linda L. Ackley	16-1	S-O	01-10-00

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legislative Secretary	Mary Kay Bartine	15-1	S-O	01-10-00
Legislative Secretary	Jessica A. Boddicker	16-1	S-O	01-10-00
Legislative Secretary	Jenna S. Brownell	16-1 to 18-1	S-O	01-10-00
Legislative Secretary	Barb A. Brubaker	15-1	S-O	01-10-00
Legislative Secretary	Deann M. Cook	15-1	S-O	01-10-00
Legislative Secretary	Mary K. Davis	15-1	S-O	01-10-00
Legislative Secretary	Dawn R. Dillman	17-1	S-O	01-10-00
Legislative Secretary	Harry W. Flipping, Jr.	16-1	S-O	01-10-00
Legislative Secretary	Lynn K. Frank	16-2	S-O	01-10-00
Legislative Secretary	Mary Beth Hill	17-1	S-O	01-10-00
Legislative Secretary	Beverly J. Horton	15-1	S-O	01-10-00
Legislative Secretary	Benjamin N. Knight	15-1	S-O	01-10-00
Legislative Secretary	Meredith G. Lorinser	17-1	S-O	01-10-00
Legislative Secretary	Clark E. McMullen	16-1	S-O	01-10-00
Legislative Committee Secretary	Twyla L. Miller	17-5+2	S-O	01-10-00
Legislative Secretary		17-5+2		
Legislative Secretary	Ana J. R. Olson	17-1	S-O	01-10-00
Legislative Secretary	Marcy J. Pitstick	16-2	S-O	01-10-00
Legislative Secretary	Aileen E. Redhead	16-1	S-O	01-10-00
Legislative Secretary	Brandon J. Renz	15-1	S-O	01-10-00
Legislative Secretary	Kelly M. Sanders	16-1	S-O	01-10-00
Legislative Secretary	Mary M. Sanders	16-2 to 15-2	S-O	01-10-00
Legislative Secretary	Koren Schemmel	15-1	S-O	01-10-00
Admin. Secretary to Leader	Roberta J. Schrader	21-2 to	S-O	01-10-00
Legislative Secretary		18-3	P-PT	
Legislative Secretary	Nicholas L. Sunderbruch	16-1	S-O	01-10-00
Legislative Secretary	Bryan L. Turner	16-1	S-O	01-10-00

Class of
Appointment

<u>Position</u>	<u>Name</u>	<u>Per Hr.</u>	<u>Appointment</u>
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PAGES—GROUP I

Speaker's Page	Ryan R. Cross	Minimum Wage	S-O
Chief Clerk's Page	Shane D. Doeppke	Minimum Wage	S-O
Chief Clerk's Page	Matthew C. Schuring	Minimum Wage	S-O
Page	Emily E. Becker	Minimum Wage	S-O
Page	Allison N. Bell	Minimum Wage	S-O
Page	Joseph E. Bergsmith	Minimum Wage	S-O
Page	Abbie L. Bollans	Minimum Wage	S-O
Page	Julie L. Borchers	Minimum Wage	S-O
Page	Katherine M. Bouma	Minimum Wage	S-O
Page	Christopher J. Cooper	Minimum Wage	S-O

<u>Position</u>	<u>Name</u>	<u>Per Hr.</u>	<u>Class of Appointment</u>
Page	Brenda K. De Vries	Minimum Wage	S-O
Page	Matthew P. Evoy	Minimum Wage	S-O
Page	Jennifer K. Fisher	Minimum Wage	S-O
Page	J. Michael Halloran	Minimum Wage	S-O
Page	Jennifer E. Jackson	Minimum Wage	S-O
Page	Amanda M. Johnson	Minimum Wage	S-O
Page	Christopher J. Jorgensen	Minimum Wage	S-O
Page	Kellie M. Kluver	Minimum Wage	S-O
Page	William S. Mason	Minimum Wage	S-O
Page	Katie M. Mammen	Minimum Wage	S-O
Page	Jennifer M. McGee	Minimum Wage	S-O
Page	CeAnn M. McNamara	Minimum Wage	S-O
Page	Nicole L. Molt	Minimum Wage	S-O
Page	Aaron M. Moser	Minimum Wage	S-O
Page	Elizabeth M. Mosset	Minimum Wage	S-O
Page	Kimberly A. Pearson	Minimum Wage	S-O
Page	Eric J. Pecinovsky	Minimum Wage	S-O
Page	Ann M. Squier	Minimum Wage	S-O
Page	Jordan J. Vaughan	Minimum Wage	S-O
Page	Lanita R. Williams	Minimum Wage	S-O

GROUP II

Page	Stacy D. Bruns	Minimum Wage	S-O
Page	Melissa L. Drake	Minimum Wage	S-O
Page	Stephanie A. Haas	Minimum Wage	S-O
Page	Jacqueline N. Lee	Minimum Wage	S-O
Page	Amy C. Murray	Minimum Wage	S-O
Page	Bret D. Wisecup	Minimum Wage	S-O

CARROLL of Poweshiek, Chair

APPOINTMENTS

The following appointments were made during the interim:

ADMINISTRATIVE RULES REVIEW COMMITTEE
(Chapter 17A.8, Code of Iowa)

Minnette Doderer To a term ending April 30, 2003
 Geri Huser To a term ending April 30, 2003

CHILD SUPPORT ADVISORY COMMITTEE
(Chapter 252B.18, Code of Iowa)

Polly Bukta To a term ending December 31, 2000

INDIGENT DEFENSE ADVISORY COMMISSION
(Senate File 451, 1999 Legislative Session)

Galen Davis

IOWA COUNCIL ON HUMAN INVESTMENT
(Chapter 8A.1, Code of Iowa)

Wayne Ford To a term ending April 30, 2000

MEDICAL ASSISTANCE ADVISORY COUNCIL
(Chapter 249A.4(8), Code of Iowa)

Polly Bukta To a term ending June 30, 2001

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

The annual technology transfer and economic development reports from the University of Iowa, Iowa State University and the University of Northern Iowa, pursuant to Chapter 262.93, Code of Iowa.

The Annual Report on College Bound and IMAGES Programs, pursuant to Chapters 262.92 and 269.93, Code of Iowa.

The Annual Report on minority and women educators, pursuant to Chapters 262.82 and 262.93, Code of Iowa.

COLLEGE STUDENT AID COMMISSION

The 1997-1998 Annual Report, pursuant to Chapter 261, Code of Iowa.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
Office of Renewable Fuels and Co-Products

The Fifth Annual Report, pursuant to Chapter 159.15, Code of Iowa.

DEPARTMENT OF CORRECTIONS

The Incarceration Fee and Supervision Fee Reports, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

The Inmate Hard Labor Work Programs, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

The Inmate Vocational and Educational Program Reports, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

The Inmate Worker Safety Report, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF ECONOMIC DEVELOPMENT

A report requested by the Aviation Transportation in Iowa Study Committee, pursuant to Chapter 330.22, Code of Iowa.

DEPARTMENT OF EDUCATION

The School Violence Crisis Intervention Task Force Report, pursuant to Chapter 208, 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF HUMAN RIGHTS Commission of Persons with Disabilities

The Annual Report from July 1, 1998 to June 30, 1999, pursuant to Chapter 216A.60, Code of Iowa.

Commission on the Status of African-Americans

The Annual Report, pursuant to Chapter 216A.149, Code of Iowa.

DEPARTMENT OF HUMAN SERVICES

The Annual Report on Personal Assistance and Family Support Services, pursuant to Chapter 225C.48, Code of Iowa.

The Annual Report by the Mental Health, Mental Retardation and Developmental Disabilities Services Funding Pilot Project, pursuant to Chapter 160, 1999 Acts of the Seventy-eighth General Assembly.

A report on Adoption Services, pursuant to Chapter 203.46, 1999 Acts of the Seventy-eighth General Assembly.

A report for the purpose of reviewing and decreasing the error rate of the Food Stamp Program in order to meet federal requirements for food stamp payment accuracy, pursuant to Chapter 203.5(8), 1999 Acts of the Seventy-eighth General Assembly.

Mental Health and Developmental Disabilities Commission

A report on "model eligibility guidelines for disability services," pursuant to Chapter 225C.6, Code of Iowa.

DEPARTMENT OF NATURAL RESOURCES

The 1998 Public Drinking Water Program Annual Compliance Report, pursuant to Chapter 455B, Code of Iowa.

The Annual Report, pursuant to Chapter 455B.425, Code of Iowa.

The Annual Report titled "Energy Fund Disbursement Council Report" covering expenditures of Petroleum Violation Escrow funds through Fiscal Year 1999, pursuant to Chapter 473.15, Code of Iowa.

DEPARTMENT OF PERSONNEL

The Annual Report for Fiscal Year 1998, pursuant to Chapter 19A.8(7), Code of Iowa.

The Fiscal Year 1999 ICN Report, pursuant to Chapter 19A, Code of Iowa.

DEPARTMENT OF PUBLIC HEALTH

A report on the three-way paternity affidavit process, pursuant to Chapter 141.41, 1999 Acts of the Seventy-eighth General Assembly.

The Annual Report, pursuant to Chapter 135.11(18A), Code of Iowa.

A report on the infectious disease laws, pursuant to Chapter 1221.5(2), 1998 Acts of the Seventy-seventh General Assembly.

Division of Substance Abuse and Health Promotion

A report on the regulatory oversight of accountable health plans, pursuant to Chapter 1221.5(3), 1998 Acts of the Seventy-seventh General Assembly.

DEPARTMENT OF REVENUE AND FINANCE

The Comprehensive Annual Financial Report for the Fiscal Year ending June 30, 1999, pursuant to Chapter 421, Code of Iowa.

DEPARTMENT OF TRANSPORTATION

The annual sufficiency rating report showing the relative conditions of the primary roads, pursuant to Chapter 307A.2(12), Code of Iowa.

The Department of Transportation's highway construction program, actual expenditures of the program, and contractual obligations of the program, pursuant to Chapter 307.12(14), Code of Iowa.

A summary of purchasing activity for soy based inks and recycled content trash bags, pursuant to Chapter 307.21, Code of Iowa.

The 2000-2004 Transportation Improvement Program, pursuant to Chapter 307A.2(12), Code of Iowa.

An Interim Report on the Response of Iowa Pavements to Heavy Agricultural Loads, pursuant to Chapter 108, Code of Iowa.

The Quadrennial Need Study

A Report on Highways, Roads, and Streets for Study Years 1998-2017, pursuant to Chapter 307A.2(14), Code of Iowa.

HIGHER EDUCATION LOAN AUTHORITY

The 1999 Annual Report, pursuant to Chapter 261A.21, Code of Iowa.

RACING AND GAMING COMMISSION

The 1998 Annual Report, pursuant to Chapter 99D.21, Code of Iowa.

TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

A report on the review of maintenance contract, pursuant to Chapter 8D.3(3)(g), Code of Iowa.

A summary of identified savings associated with the Iowa Communications Network use of the Network during Fiscal Year 1999, pursuant to Chapter 8D.10, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\1 Antoine Polite, Indianola – For being named to the First Team All-State Football Team.
- 2000\2 Lulu Cowles, Fayette – For celebrating her 90th birthday.
- 2000\3 Vernita Jennings, Strawberry Point – For celebrating her 80th birthday.
- 2000\4 Irene and Howard Miller, Guttenberg – For celebrating their 70th wedding anniversary.
- 2000\5 Betty and Lindy Frey, Postville – For celebrating their 50th wedding anniversary.
- 2000\6 Wilda and Tilford Teig, Stanhope – For celebrating their 50th wedding anniversary.
- 2000\7 Nellie McCracken, Keosauqua – For celebrating her 100th birthday.
- 2000\8 Ruth Rohrig, Stanley – For celebrating her 87th birthday.

- 2000\9 Helen Salisbury, Independence – For celebrating her 90th birthday.
- 2000\10 Maude Rowell, Independence – For celebrating her 100th birthday.
- 2000\11 Hank Weifenback, Mapleton – For celebrating his 80th birthday.
- 2000\12 Ruby Hunter, Westside – For celebrating her 80th birthday.
- 2000\13 Mary Jane and Virgil Sorenson, Onawa – For celebrating their 50th wedding anniversary.
- 2000\14 Dorothy Wilson, Schaller – For celebrating her 88th birthday.
- 2000\15 Phyllis and Leonard Todd, Correctionville – For celebrating their 50th wedding anniversary.
- 2000\16 Eileen and Gerald Kluesner, Farley – For celebrating their 50th wedding anniversary.
- 2000\17 Mark Kerwood, Carroll – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\18 Margaret Young, Traer – For celebrating her 80th birthday.
- 2000\19 Ann and Max Brackett, Traer – For celebrating their 50th wedding anniversary.
- 2000\20 Bernice and Melvin Smolik, Clutier – For celebrating their 50th wedding anniversary.
- 2000\21 Pat and Terry Crosley, Audubon – For receiving the Child Advocate of the Year Award.

SUBCOMMITTEE ASSIGNMENTS

House File 2005

Transportation: Johnson, Chair; Bukta and Rayhons.

House File 2016

Transportation: Weidman, Chair; Chiodo and Eddie.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 500 Appropriations

Relating to state budgetary matters by providing for reductions and supplementation of appropriations for the fiscal year beginning July

1, 1999, transferring, crediting, and appropriating certain moneys, increasing certain fees, and providing effective dates.

H.S.B. 501 Appropriations

Relating to the amount of money deposited in the Iowa prison infrastructure fund each fiscal year.

On motion by Rants of Woodbury the House adjourned at 10:48 a.m., until 8:45 a.m., Tuesday, January 11, 2000.

JOURNAL OF THE HOUSE

Second Calendar Day - Second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 11, 2000

The House met pursuant to adjournment at 8:53 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Kenneth Krueger pastor of Emanuel Lutheran Church, Iowa Falls.

The Journal of Monday, January 10, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hansen of Pottawattamie on request of Speaker Siegrist.

INTRODUCTION OF BILLS

House Joint Resolution 2001, by Heaton, a joint resolution to nullify administrative rules of the department of human services concerning rehabilitative treatment and supportive services for children and families and providing an effective date.

Read first time and referred to committee on **human resources**.

House File 2018, by Gipp, a bill for an act directing the department of education to conduct a feasibility study of reorganization and sharing incentives for school districts.

Read first time and referred to committee on **education**.

House File 2019, by Gipp, a bill for an act providing for the establishment of a safe schools infrastructure block grant program and making an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2020, by Grundberg, a bill for an act relating to physicians serving as trustees on county hospital boards.

Read first time and referred to committee on **local government**.

House File 2021, by Gipp and Warnstadt, a bill for an act requiring an examination of ways to encourage state agencies and school districts to consider the feasibility of joint ventures.

Read first time and referred to committee on **education**.

House File 2022, by Gipp, a bill for an act relating to collection of the physical plant and equipment property tax levy in certain urban renewal areas and providing an applicability date.

Read first time and referred to committee on **ways and means**.

House File 2023, by Gipp, a bill for an act requiring the director of the department of natural resources, in conjunction with the director of the department of education, to publicize the energy bank program to school districts and encourage participation in the program.

Read first time and referred to committee on **environmental protection**.

House File 2024, by Gipp, a bill for an act relating to the distribution of tax revenues from the local option sales and services tax for school infrastructure purposes collected in a county and providing an effective and applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2025, by Frevert, a bill for an act relating to providing assistance to persons with physical disabilities accessing the capitol and associated buildings and grounds.

Read first time and referred to committee on **state government**.

House File 2026, by Grundberg, a bill for an act to increase the jurisdictional amount of small claims court.

Read first time and referred to committee on **judiciary**.

House File 2027, by Klemmè, a bill for an act relating to the construction or acquisition of infrastructure by rural water districts by providing for financing and exempting certain debt instruments from taxation.

Read first time and referred to committee on **local government**.

House File 2028, by Thomson and Brunkhorst, a bill for an act relating to the establishment of a contract for the purchase of internet filter services by the department of education and providing an effective date.

Read first time and referred to committee on **appropriations**.

House File 2029, by Gipp, a bill for an act directing the departments of education, revenue and finance, and management to conduct a study of funding inequities within the kindergarten through grade twelve public school system.

Read first time and referred to committee on **education**.

House File 2030, by Millage, a bill for an act providing for inheritance by great-grandparents, great-aunts and uncles, and second cousins of intestate decedents.

Read first time and referred to committee on **judiciary**.

House File 2031, by Bradley, a bill for an act relating to limitations on recoverable noneconomic damages in legal actions arising out of motor vehicle accidents.

Read first time and referred to committee on **judiciary**.

The House stood at ease at 9:00 a.m., until the fall of the gavel.

The House resumed session at 9:40 a.m., Speaker Siegrist in the chair.

COMMITTEE TO NOTIFY THE SENATE

Carroll of Poweshiek moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such committee Carroll of Poweshiek, Nelson-Forbes of Marshall and Reynolds of Van Buren.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Carroll of Poweshiek, chair of the committee appointed to notify the Senate that the House was ready to receive it in joint convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 101, duly adopted, the joint convention was called to order at 9:50 a.m., President Kramer presiding.

Senator Iverson of Wright moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present.

The motion prevailed.

President Kramer announced a quorum present and the joint convention duly organized.

Senator Iverson of Wright moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to notify Governor Thomas J. Vilsack that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Drake of Muscatine, Rehberg of Buchanan and Bolkcom of Johnson, on the part of the Senate, and Representatives Gipp of Winneshiek, Metcalf of Polk and Stevens of Dickinson, on the part of the House.

Secretary of State, Chester J. Culver; Treasurer of State, Michael Fitzgerald; Secretary of Agriculture and Land Stewardship, Patty Judge; State Auditor, Dick Johnson and Attorney General, Tom Miller were escorted into the House chamber.

The Supreme Court Justice, the Justices of the Supreme Court, the Chief Judge and Judges of the Appellate Court were escorted into the House chamber.

Lieutenant Governor Sally Pederson was escorted into the House chamber.

Mrs. Christie Vilsack, wife of the Governor was escorted into the House chamber.

The committee waited upon Governor Thomas J. Vilsack and escorted him to the Speaker's station.

President Kramer presented Governor Thomas J. Vilsack who delivered the following condition of the state and budget message:

Thank you, Madame President, Mr. Speaker, thank you members of the General Assembly, thank you distinguished guests and ladies and gentlemen.

After a welcome like that from both sides of the aisle, I am tempted to sit down right now and keep my bipartisan support intact. But I will take a chance and speak about the state of our great state and its future, taking the risk that you will be as supportive, generous, and enthusiastic with your applause when I finish.

During the last year, the Lieutenant Governor, the First Lady and I experienced the heart and soul of this state. We looked at the faces of Iowans struck by devastating tornadoes, floods and droughts—and we saw determination. We looked into the faces of Iowans who farm the land, concerned about whether their way of life would continue—

and we saw character. We looked into the faces of Iowans who are coping with the unexplainable tragedy of children and firefighters who died recently in Keokuk—and we saw strength. In all those experiences, and many others, we felt the strong bonds of community. Even in our most challenging times, Iowans' determination, character, strength and dedication to community triumph.

In our travels across our great state, we have been struck by the renewed sense of purpose in the air. It is our collective desire to move ahead. It is a longing for greatness, so real you can reach out and touch it. All over the state we see a new era unfolding. As it unfolds, people here, across our nation and around the world recognize that Iowa is a great place to live, to work and, most importantly, to raise a family. Iowa's promise is its quality of life.

After meeting remarkable Iowans everywhere, the Lieutenant Governor, First Lady and I are convinced that Iowa's moment to lead is now.

The building we gather in today is an emblem of Iowa's long-standing belief in greatness. Those that came before us made a conscious choice not to construct a pedestrian, ordinary Capitol. They built a shining edifice on a hill, solid and timeless. A special building for a special people; a special place to write special laws. In the past decades, this building fell victim to complacency. The plaster cracked, the ornament crumbled. But our generation of Iowans rejected complacency and erected scaffolding to repair and replace. Building on a solid foundation, we restore this building to greatness.

For our state to reach its fullest potential, we too must build on our strengths with clear goals in mind. Establishing clear goals begins by an honest assessment of where we are:

In the past year, the Iowa 2010 Strategic Planning Group has done an admirable job of outlining where this state is and where it is headed. The group's work indicates that without bold action, Iowa risks limited not limitless opportunities.

Our challenge is demographic. We know the statistics all too well. More than half of our counties had their population peak in the year 1900 -- one hundred years ago. Our present population grows at a rate one-fourth that of the nation's. At current growth rates, we will not return to our 1980 population until the year 2010 -- thirty years to get back to where we were. Skilled worker shortages reflect the impact of this stagnant growth.

To make the situation more daunting, our growth sectors involve Iowans no longer in the workforce. The fastest growing segment of our population today is people over the age of 100. For the first time in our state's history, since we began keeping track, we have more people over the age of 74 than we have five or under.

As we have struggled with these demographic trends, we also have struggled to increase per capita and family incomes. Iowa ranks at the bottom third of states in per capita income—a ranking that consistently corresponds with the percentage of our workforce that holds a college degree. Simply put, these statistics and others point to three key goals that must be reached to realize Iowa's promise.

We need more Iowans. We need younger Iowans. We need better paid Iowans.

For the past six months, the Lieutenant Governor and I have challenged our staff and the departments of state government to focus on these goals and to develop programs and budget priorities aimed at achieving these goals. We've also encouraged the participation of all Iowans through the 2010 Strategic Planning Council efforts and two weeks of public hearings on the budget held at locations around the state. Through this inclusive process, we developed the agenda we outline for you today – an agenda that seizes our moment to lead – an Iowa quality of life agenda that builds and improves upon our already good quality of life. We will be better educated and healthier. We will enjoy cleaner air and water and the benefits of richer soil. We will experience value-added economic opportunity and feel more secure in our homes, schools and communities, and we will be served by a responsible, accountable government.

The budget presented to the general assembly funds these priorities while recognizing the need to limit general fund spending this year. We take seriously our collective duty to be fiscally responsible. When revenues in the current year didn't increase as expected, we called for budget cuts and spending reductions. As part of our budget, we have already presented to you a de-appropriations bill. We ask you for quick and speedy action on the bill. I have appreciated the cooperation exhibited by leaders of both chambers and both parties as cuts and reductions were identified for consideration. Let us continue that work together. Working together, I know of no reason why that bill could not be signed one week from today.

Ordinarily, a budget-cutting year would be a very bad time to present an aggressive list of new ideas. I can already hear the objections. But our administration has a different approach. This year, we are going back to the basics – the three r's.

The three r's I am talking about are not reading, writing, and arithmetic.

Our three r's are reduce, reallocate, and redouble. State agencies have identified \$30 million in reductions they are ready to make. They also will reallocate current dollars to fund priorities by undertaking hard-nosed evaluations of how funds can be better spent. As for redoubling, state agencies are working smarter than ever to find other sources of money for our priorities — from federal funds, to private foundations funds.

The budget we are presenting assumes a general fund revenue growth rate of 4.2% and a general fund expenditure rate of 2.8%. Our budget is balanced, is fiscally responsible, and calls for no new taxes.

Last year, working together, we made a down payment on better educational opportunities for Iowa's students with the class size reduction reading initiative, by increasing allowable growth and by fully funding the community college formula for the first time in recent memory. We must continue investing in our children and their future. We fund an additional \$10 million this year for the class size reduction and reading initiative. We propose fixing the allowable growth rate at 4% for fiscal year 2002 and fund an additional \$8.9 million in new resources for the community colleges. But, that is just a beginning – we pledge to do more.

We pledge to do more because Iowa prides itself on quality schools – from kindergarten to graduate school. The challenge of a global economy will only be met by

well-educated people. Past success does not justify a lack of action. Declining test scores warn us of the price of complacency.

To reverse that decline, emphasis must be placed on early childhood education. Iowa must be the leader, a nationally recognized leader in early childhood education. Brain research now proves the importance of the first years of life in the learning process. In Iowa, parents will be their child's first and best teacher. In Iowa, child care providers will recognize their important role in the learning process.

Our children are entitled to a great start. We propose increased funding of \$5.2 million – through out empowerment communities – to improve early childhood education and additional resources to provide greater access to quality child care. Let us pledge together to rewrite the nation's number one educational goal. Today it reads that every child should be ready to learn by the time he or she reaches kindergarten. Tomorrow, let it read that in Iowa, as a result of our efforts, every child shall begin learning at birth and be ready to learn more by the time he or she reaches kindergarten.

As children enter Iowa schools, they will experience smaller class sizes and well-wired schools. But, a great education requires more. Poorly paid teachers and crumbling school buildings undermine our past efforts to improve educational opportunity. Today, I announce an acceleration and expansion of our efforts to recruit, educate and retain quality teachers. In the real world, we continue to lose many of our brightest and our best teachers to other states, who offer incentives or higher pay or to other professions that do likewise. We can no longer afford to ignore the competition. Officials at the University of Northern Iowa and many of the private colleges know all too well how many potentially good teachers we lose each year.

First, I am asking the Council on Continuous Improvement in Education to make recommendations for revising the manner in which we compensate teachers to enable Iowa to be competitive for quality and to report to me by the end of this year. Second, I'm asking you to establish a fund to create an incentive for one or more school districts to develop and implement a model teacher compensation system. Third, I'm asking you to approve a tax credit program for three years that will help school districts now, particularly in rural areas, that are having a difficult time recruiting quality teachers to their districts to do so. Finally, I am asking you to adopt changes in IPERS, including the Rule of 85, that will enable teachers interested in retiring to do so. These retirements will free up resources that must be used to increase teacher compensation. It is time to get serious about teacher pay.

Our children can not afford to wait any longer for us to act. These steps will enable us to better compete for talent, but we must not stop there. We must increase funding for the teacher induction program that will ensure statewide application of a mentoring program for first-year teachers. Extensive mentoring results in higher teacher satisfaction, which in turn means better retention of quality teachers. After investing so much in quality teachers, we can not afford to lose them after only a few years of teaching.

Quality teachers with smaller classes and up-to-date technology mean little if school buildings are unsafe or are in poor condition. Iowa remains one of only ten states that fails to provide any direct assistance to districts for building maintenance, repair or construction. Our state ought to provide resources to school districts faced

with serious safety issues and significant building needs. We must recognize that some districts simply can not do it alone.

Today, we propose using \$100,000,000 of our \$300,000,000 Major Attractions Millenium Fund to begin addressing safety issues and other building needs. I support the need to help our urban communities with major attractions to finance them, but the major attraction of most communities is and should be a safe, well-maintained school.

We must also recognize that education in the 21st century will not be confined to a single geographic location. Learning in this century should take place anytime, anywhere, for anybody. Children learning at an accelerated rate ought to have the chance to do so at virtual schools or regional academies created through technology. We fund the beginning of this accelerated learning initiative. Access to well-organized educational materials should be only a click away. Iowa should lead in the development of the technology that delivers such information. We propose a \$2 million appropriation to begin the building the technological infrastructure of this 21st century learning community. Leadership in education requires nothing less.

Along with safer, better schools, Iowans seeking knowledge will experience an enriched Iowa through better libraries and literate communities. The First Lady has been a strong advocate for libraries this past year, visiting libraries large and small. She intends to visit every library in the state, and is well on her way. We need to continue funding for the Enrich Iowa program and to increase it. Her Stories 2000 initiative will expand on the theme of literate communities. This initiative underscores the importance of reading and storytelling early in life and throughout life. It strengthens family and community identity and helps prepare young people to read.

Would an improved quality of life, centering on providing the best education in the country make a difference, leading to more Iowans, younger Iowans and better paid Iowans? Consider the story of Brian and Diane Bergstrom and their family, who moved to Cedar Rapids from Chicago four years ago.

Brian and Diane grew up in the Swedesburg-Olds area. They both have advanced degrees. Diane received her Master's degree from UNI, and Brian graduated from Harvard Law School, after a Fellowship at Cambridge University in England. They were living and working in downtown Chicago, and started thinking about where their first son, Austin, now 5 years old, would go to school. They moved back for a better education for Austin and his new younger brother, Augie, who was born in Iowa. They wanted to be closer to their families, including Brian's parents, Melvin and Vicky, who also are here today. Education was a key reason this couple moved back. Quality educational opportunities were Iowa's promise to the Bergstroms. Welcome back to Iowa, Brian, Diane, and Austin. Please join me in welcoming back home to Iowa the Bergstroms.

Iowa can seize this moment and become a national leader in education. But we also have an unparalleled opportunity to be a national leader in health care—specifically, preventative health care. Our tobacco settlement presents us with a once-in-a-lifetime opportunity to do something meaningful and long-lasting. We could, given the tight general fund, use all of these funds to cave in to the immediate financial pressures and avoid having to make tough choices, or we could dribble it out in a broad array of tax cuts, losing forever the opportunity to save health care dollars in the future and make

Iowa a healthier state. How we decide to invest these settlement funds will say much about our collective desire to improve the health and welfare of Iowans. Let us join together for a healthier Iowa today, where disease, illness and the after-effects are properly treated or prevented.

Where the stress and burden of illness and disease experienced by many Iowa families is relieved. If we invest \$55 million of tobacco settlement funds, we receive an immediate return of \$100 million of federal resources. Our investment will also pay for itself in general funds of health care savings, as we realize millions in savings over time. More important than dollars and cents are the lives that will be saved. Here is what we must do:

1. Educate young people not to smoke or convince them to stop smoking through an aggressive anti-tobacco and enforcement program as proposed by Attorney General Tom Miller; this will save over a thousand young lives a year.
2. Help Iowa's working families provide health insurance for their children through Hawk-I insurance and expanded Medicaid eligibility; this will impact tens of thousands of our children.
3. Extend the time of residential substance abuse and mental health treatments and give those in need of help a real shot at recovery;
4. Expand respite care for over one thousand families coping with the difficult task of caring for a loved one who is physically or mentally challenged, including brain injured loved ones;
5. Create better access to primary care through stronger public health initiatives and from a variety of health care professionals who will be better compensated for their efforts; and,
6. Respond to the Older Iowan Legislature's number one legislative goal by using federal funds in setting a national standard with a high quality, comprehensive care system for older Iowans needing home health care, assisted living, or nursing home care. A system that leads the nation in insuring the maximum level of independence and quality of life for this most important group of Iowans.

Finally, if we are to lead in health care, we must erase the stigma of mental illness. Mental illness affects one out of every four Iowa families. A better public/private partnership must be developed if we are to properly and promptly treat mental illness. Iowa is the nation's insurance capital. In that capacity, our state has the unique responsibility and opportunity to lead — and lead we will when we establish full parity for mental illness coverages in insurance policies. Parity's time in Iowa has come.

Will an improved quality of life and Iowa being a national leader in preventative health care make a difference and lead to more Iowans, younger Iowans and better paid Iowans?

Let me tell you the story of Yukio Strachan from Des Moines. Yukio came to Drake University' School of Pharmacy and Health Sciences from Chicago. After receiving her

Doctor of Pharmacy degree in 1998, she decided to stay. Why? She says a big draw was a good job with Hy-Vee, and the family atmosphere of the company. Also, she believes she has more opportunities in pharmacy here, such as conducting regular teaching seminars at a residence for senior citizens. She expected Iowa to be slower-paced than Chicago, but has found herself busier than before with activities that range from being a fitness instructor, to her sorority to her church. Quality of health care opportunities was Iowa's promise to Yukio. Welcome home to Iowa, Yukio.

However, being a national leader in education or preventative health care will mean little if we can not drink the water or breathe the air. Aldo Leopold once said that "We abuse the land because we regard it as a commodity belonging to us. When we see the land as a community to which we belong, we may begin to use it with love and respect." We face a severe threat to water quality from the 159 polluted waterways that crisscross our state. We clean up these waterways by recognizing what the land and water are to all of us – the essential building blocks of our future – the essential infrastructure of our state. We must invest in our working land and water. Our clean water initiative proposes to do just that. For a small investment of state dollars, we generate over \$50 million from the federal government to put in the pockets of our farm families in the form of incentives for farmer participation in private land conservation programs. These programs support the establishment of vegetative buffers, field borders and wetlands, as well as encourage soil conservation practices.

The clean water initiative we propose is a catalyst for positive change and builds on what we know works. Fully fund the clean water initiative and watch the native prairie grasses grow and become home to natural habitat that will draw people from all over the country. Fully fund the clean water initiative and measure the improvement of our water. Fully fund the clean water initiative and welcome more prosperity back to rural Iowa. This clean water initiative will establish Iowa as a national leader in private land conservation.

One other program also must be fully funded to improve Iowa's environment. Isn't it about time to fulfill the promise made to the people of Iowa in the last century, in the last millennium, shouldn't we finally fund REAP at \$20 million?

Leadership involves accepting the challenge of finding solutions to what appears to be unsolvable problems. Leadership in land stewardship and the environment mandates that we resolve the hog lot issue in our state. We propose a reasonable solution, shared responsibility with integrators and statewide standards based on sound science with modifications allowed based on a county's land use plans. We pride ourselves on our local control of schools and the empowerment of local officials to make decisions about a broad array of human services. Aren't local officials as qualified to help make decisions about their environment? Let's find a way to give local control to the siting and location of large livestock facilities.

Will investing in our natural resources by being a national leader in private land conservation, our parks, our roadsides, and our trails lead to more Iowans, younger Iowans, and better paid Iowans?

Let me tell you the story of Dave Carr and Mark Chelgren, co-founders of Frog Legs in Vinton. Dave grew up in Charles City, graduated in aerospace engineering from Iowa State and did his graduate work in California. He is a cyclist who has ridden in 13 Ragbrais, and Ragbrai lured him and native Californian Mark Chelgren back in

1995. A Ragbrai connection took them to watch a wheelchair rugby match in Colorado. Why, they wondered, couldn't wheelchairs have the high-performance features of the high-tech mountain bikes they rode? An idea was born. By this time, Mark had followed his heart back to Iowa to marry Janet Comer, that he met on Ragbrai. The business was begun in their living room. He and Dave created a high-tech shock absorber for wheelchairs, shaped like a frog's leg, hence the company name. Dave Kaufman, a native Iowan living in Las Vegas, moved back to become the director of marketing.

Now in their third year of business in Vinton, Iowa, Frog Legs sells worldwide and has 10 employees. Quality air, water and open spaces was Iowa's promise to Dave, Mark and Dave. Welcome home to Iowa.

It can be difficult to know when you are standing at the beginning of a scientific revolution. When John Atanasoff and Clifford Berry put together the world's first digital computer in Ames in 1939, it was doubtful that they knew. Likewise, the scientists and business people around this state who are entering a golden age of discovery in agricultural research probably can't realize the future ramifications of their work. But as I travel to the biocatalysis laboratory in Iowa City, and hear the plans for the new Plant Sciences Center at Iowa State University, and see the new, leading-edge companies that use plants and animals for products ranging from fuels, fibers, to pharmacy products, I can sense that Iowa is uniquely poised to become the epicenter of a new world food economy.

Are we as a state going to rise to the challenge and become the food capital of the world? It makes sense for us to do so. We have the infrastructure, the knowledge and the history of agricultural innovation.

Let us continue our quest to be the world's food capital for leadership and greatness in this scientific revolution by increasing funding for the Plant Science Center at Iowa State University, and by improving the biology program at the University of Iowa and the biology instruction program at the University of Northern Iowa.

Working with John Pappajohn and our Department of Economic Development, we have identified the nation's best practices for venture capital. We present that to you as well. Let us, working together, create a climate where entrepreneurs can grow their dreams as easily as we grow our corn and beans.

In doing so, let us create the opportunity to convert the 60% of the raw commodities grown in our state to value-added products, such as ethanol. Let us, working together, figure a way to become the nation's leader in ethanol.

Value-added agriculture, changing commodities to ingredients, is the key to keeping profits and people in Iowa.

For Iowa to become a national leader in the new economy, rural Iowa must grow and for rural Iowa to grow it needs high-speed internet access. Today, I call upon all of Iowa's private telecommunications companies to meet with me, the Lieutenant Governor and the state's technology and communications officials to develop a strategic plan to make that happen as quickly as possible.

Last year, the Lieutenant Governor convened a group of talented Iowans and challenged them to provide solutions to skilled workforce shortages. I appreciate her efforts and the efforts of the 21st Century Workforce Council. Our budget reflects their work. The council confirmed that Iowa's skilled workforce shortages derive from our stagnant population, but pointed out that our full employment statistics are deceiving. Even with record low unemployment levels across the state, there are Iowa populations experiencing high rates of unemployment. African-Americans are unemployed at double-digit rates. People with disabilities are unemployed at double-digit rates.

We propose the creation of an opportunities fund that would provide resources to remove the barriers existing to full employment for those Iowans.

At the start of the new millennium, let us bring Iowa's promise to all of its people.

But, there is another group of Iowans that we should pay attention to in our quest for skilled workers—Iowa's at-risk students. No child should be allowed to fall through the cracks by becoming a high-school dropout or failing to develop needed job skills. Our budget provides \$9.8 million for alternative schools funding for at-risk students. We also propose the expansion of a public-private partnership started last year called jobs for America's graduates. This program, currently thriving in 22 other states, focuses attention and resources on young people who are in the bottom 20 percent of their class. It has been successful in keeping teenagers in school to graduate, and then following through for a year after graduation to ensure their continued success at work or at the next level of education.

There is more to do. We have to complete the good work you did last year in creating opportunities for enhanced skills for Iowa's workers at our community colleges. There needs to be greater flexibility given to the community colleges in spending the resources provided for infrastructure on equipment. Financial assistance must be extended to those interested in upgrading their skills. Any individual willing to work hard enough to obtain new skills and to stay in Iowa and use those skills should not be shut out by the cost of tuition. The core program, which stands for career opportunities and resources for education, proposed in this budget will add the flexibility and financial assistance needed to make a good program even better.

Our skilled worker shortage also can be eased by making Iowa an inviting place for those coming to America, drawn by its hopes and dreams. Had it not been for newcomers from other countries, Iowa would have experienced an out-migration of citizens in the last decade. We must make sure that Iowa lives up to its history of a welcoming state. Too often, difficulties exist for immigrants coming to our state and for the communities in which they settle. Many Iowa communities, such as Storm Lake and West Liberty, are working hard on these challenges. All of Iowa should learn from their experiences. We propose developing a number of centers for new Iowans, run by Iowa Workforce Development, to families and communities to seize the opportunity of diversity. Let freedom's beacon of inclusion shine brightest here in the heartland. At the start of the new millennium, let us bring Iowa's promise to all of its people.

Can improving the quality of life for new immigrants and being a leader in the new economy lead to more Iowans, younger Iowans, and better paid Iowans?

Let me tell you the story of the West Liberty Elementary School, where half of the students come from spanish-speaking homes. Many of these children's parents work at West Liberty Foods turkey processing plant. Two years ago, the elementary school began an innovative program, aimed at producing bright, bi-lingual students. Starting in preschool, students who volunteered for the project were taught in English for half of the school day and in Spanish for the other half. We have with us today 37 first-grade students who are in this dual-language program. Their principal, Nancy Gardner, also is with them, as well as several teachers. Now, these students may be in first grade, but they already know more than I do regarding languages. Think of what they'll be able to do in the world economy when they graduate! Students, I've been practicing and I have a question to ask you. I'll ask it in Spanish, and you can answer in English.

My question is: En cual estado es mejor vivir y estudiar?

(In what state is it best to live and study?)

Students answer: The state of Iowa!

Muy bien. Muchas gracias! (Very good students. Thank you!)

Quality of value-added economic opportunity is our promise to these students. State government needs to be more accountable and operated like a business. We've started by initiating a massive and comprehensive effort at regulatory reform. This is just a beginning.

An accountable government means a government who knows who the boss really is. It is not the immediate supervisor, or the department head, the governor or legislative leader. It's the people. Government is of, for, and by the people. To reach that goal, we must reconnect Iowans to their government by making it available 24 hours a day, 7 days a week. Currently, our state's information technology systems are a patchwork of computer systems that often are incompatible with each other and not capable of 24/7 service. We need a department with a dedicated, uninterrupted and reliable funding stream for information technology. Delivering 24/7 service.

For years, we have talked about how uncompetitive our tax system is – how high our highest tax rate appears to be – how it discourages growth and expansion – how difficult it makes recruiting top talent from outside the state. Here again, we have a choice. To play politics as usual and fail to take action or solve this problem once and for all. An accountable government does what is right for the people, not what is politically expedient for special interests. Let's eliminate our high tax rates – let's simplify our tax system. Let's reduce the number of tax brackets. Let's eliminate federal deductibility. For those who are skeptical that tax rates will creep right back up, let's recognize who the boss really is in our systems – let's give the people the power to vote on future tax rate increases.

An accountable government is also built on trust. We establish trust by guaranteeing that our service is what the customer expects - that is why we propose a series of money-back guarantees for certain state services such as licenses and permits to ensure quality and satisfaction.

We also build trust by the process we use to elect public officials. Iowa needs more campaign disclosure and campaign finance reform. Voters need fuller disclosure. They ought to be able to find out who is financing any candidate. We should require full disclosure up to election day of contributions and expenditures. Iowans ought to be able to find out who is paying for the telephone calls used in a campaign – especially

those annoying push poll calls. We should require a disclaimer at the end of each call, identifying who is paying for the call.

At some point, the money madness in politics must stop. Campaigns for governor should not be about money raised, but issues answered. There is a better way. Iowa should make available public funds, not from tax revenues, but from earned interest, to candidates for governor who voluntarily agree to limit their spending and who have broad based support. Our agenda is about government of, by, and for the people – not government of, by, and for thousands, tens of thousands or millions of dollars in contributions. Better disclosure, public financing, limited spending of governors races and term limits for governors puts the people back in charge.

Will quality of life delivered through a more accountable government lead to more Iowans, younger Iowans and better paid Iowans?

Let me tell you the story of Bruce Banister of Jefferson, who sells classical guitars through the internet. He's open 24 hours a day, and epitomizes the new way to be responsive to customers. Bruce grew up in Jefferson, and spent years in Spain studying classical guitar. He later went to Germany, where he taught and performed. He began buying and selling finely-made classical guitars to an esoteric group of buyers worldwide. He met and married photographer Carola Wicenti there, and she agreed to move back to Iowa in the summer of 1998. Bruce realized that his website-based business could be headquartered anywhere. If you want to find him, just type in classical guitarnet.com. He says he moved back for Iowa's open spaces, slower-paced life, and to be close to family. Quality government is Iowa's promise to Bruce and Carola. Welcome back to Iowa.

The last part of the quality of life agenda I'll mention today is perhaps the most basic. It doesn't do any good to improve education, clean up the environment, prevent disease, and create a larger and smarter workforce if our communities aren't safe. Safe communities are one of Iowa's basic strengths. To ensure our safe communities, we must reduce the supply and demand for illegal drugs. I remain committed to a plan we worked on last year to fight the methamphetamine epidemic by adding six new narcotics agents to the Department of Public Safety this year. These agents will make inroads in our war against methamphetamine and other drugs.

We also propose increasing the staff for our state criminal laboratory to aid our prosecutors in investigations leading to convictions. Another tool in our effort should be the expansion of drug courts. Drug courts aimed at lower-risk substance abusers have shown to be successful in lowering the rate of recidivism among its graduates. We must increase our commitment to community-based corrections as an alternative to prison for low-risk drug addicts, holding them accountable for their offense and providing necessary treatment, we need to keep prison beds for more dangerous criminals.

We need to avoid losing Iowans, particularly young Iowans, to untimely deaths. It is tragic that children are being killed in firearm accidents. New educational programs for gun owners will prevent children's access to firearms. Our sheriffs and the Department of Public Safety will be working together on this effort. We also need to ensure that if handguns do get into the hands of children they not lead to accidental deaths. Handguns sold by dealers in Iowa, in the future, should be required to have

safety locks. We have no hesitation requiring safety caps on aspirin bottles – why not safety locks on handguns?

Will safe communities and a focus on worthwhile programs for children lead to more Iowans, younger Iowans, and better paid Iowans?

Let me tell you the story of Deirdre Cleary and her husband Marcos, who moved to Des Moines six months ago from New York City. Deirdre's Iowa connection was from middle school. She attended middle school in Nevada, and then moved to California. She's lived in New York City the past 13 years, although her grandparents still live near Iowa Falls. Last summer, she came to the reception for former Iowans which the Human Resource Consortium, the Department of Economic Development and our office held in New York City. This was the event that we thought would draw perhaps 200 former Iowans. More than 800 showed up. When Dierdre attended the reception and talked with state officials, she decided to come home. She and her husband Marcos had been wanting to own a house in a good neighborhood where they could have one thing: a safe back yard. They wanted that back yard for their two sons, Kristofer, age 7 and Jacob, age 15 months. They moved in August. Dierdre found a job in her field, social work, at Mainstream Living, as a Supported Living Coordinator for persons with mental disabilities. Marcos, who was born and raised in Brooklyn, also found a job quickly. They are renting a home, and hope to purchase their own home — with a back yard – soon.

Quality of safe homes, schools and communities is Iowa's promise to Deirdre and her family. Welcome back to Iowa, Deirdre. And welcome home to Iowa, Kristofer.

During this past year, I have been energized by meeting with young Iowans and seeing their hope and enthusiasm for the future. More than we realize, they do listen to us and watch what we do. As I visited schools across our state, I said the Pledge of Allegiance more than once.

Now you know that when you say the pledge, you do a few things. You stand a little straighter and a little taller. You place your hand over your heart -- a symbol that you are repeating those words in all honesty. And you look at the American flag.

The words of the pledge stay with you a lifetime, particularly the last phrase, which is perhaps its most powerful and visionary. When our forefathers wrote "with liberty and justice for all," it was our collective guarantee of safety. They did not write:

- "With liberty and justice for all those who share my religious beliefs."
- They did not write: "with liberty and justice for all those who share my skin color."
- They did not write: "with liberty and justice for all those who speak the same language I do."
- They did not write: "with liberty and justice for all those who live as I do."
- They wrote: "with liberty and justice for all."

We teach the Pledge of Allegiance to all our children. They are justified in asking us if we believe, if we truly believe and live the words we have them memorize.

Do we really believe in liberty and justice for all? I believe in our heart of hearts we do. I believe Iowa can lead the nation in delivering on this guarantee.

I'd like to invite you here this morning to stand with me, placing our hands over our hearts, and repeating the words that our country was founded on. Let us stand a little taller and a little straighter, and think about these simple words that should guide our lives - particularly that last phrase.

"I pledge allegiance to the flag, of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all."

Over the last two hundred plus years, Americans have fought and died to uphold that vision of liberty and justice for all. We owe a debt of gratitude to those veterans which is why we propose fully funding Iowa's share of the World War II memorial.

Please remain standing as I close. We have now said the Pledge of Allegiance. It will be a sign of our individual and our collective integrity, whether we live by those words and act by them when we take action in this chamber, in the Senate Chamber and in the Governor's office. It will be a sign of our collective leadership that we improve our quality of life and realize Iowa's promise.

As we make our communities safer, our schools better our health care more accessible, or environment cleaner, our crops and workers more valuable and our government more accountable, people will come. As we build on our strengths of fertile soil and fertile minds, people will come. As Ray Kinsella was told in the movie "Field of Dreams" about our fields of opportunities: "People will come." They will come to Iowa for reasons they can't even fathom. Oh, people will come, Ray. People will most definitely come."

May your God, my God, and our God bless this great state and its people.

Thank you.

Governor Thomas J. Vilsack was escorted from the House chamber by the committee previously appointed.

On motion by Rants of Woodbury, the joint convention was dissolved at 11:15 a.m.

The House stood at ease at 11:16 a.m., until the fall of the gavel.

The House resumed session at 11:31 a.m., Speaker pro tempore Sukup in the chair.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\22 Joseph Eugene "Jes" Slater, Winterset – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\23 Jessie Kettering, Lake View – For celebrating her 112th birthday.
- 2000\24 Mr. and Mrs. James Burkle, Earlville – For celebrating their 50th wedding anniversary.
- 2000\25 Jeanne and Francis Cox, Manchester – For celebrating their 50th wedding anniversary.
- 2000\26 Laura and George Goldsmith, Earlville – For celebrating their 60th wedding anniversary.
- 2000\27 Naomi Stufflebeam, Ottumwa – For celebrating her 88th birthday.
- 2000\28 Alice Bown, Winterset – For celebrating her 90th birthday.
- 2000\29 Marge Martin, Winterset – For celebrating her 97th birthday.
- 2000\30 Emogene Merrill, Guthrie Center – For celebrating her 90th birthday.
- 2000\31 Lloyd Wine, Panora – For celebrating his 90th birthday.
- 2000\32 Edith and Ival Mease, St. Charles – For celebrating their 60th wedding anniversary.
- 2000\33 Paul and Eleanor (Delp) Little, Panora – For celebrating their 50th wedding anniversary.
- 2000\34 Wanda and Larry White, Truro – For celebrating their 50th wedding anniversary.
- 2000\35 Marie and Don Lents, Fontanelle – For celebrating their 50th wedding anniversary.
- 2000\36 Lila and Roy Bilbrey, Panora – For celebrating their 50th wedding anniversary.
- 2000\37 Marie and Louise Stepanek, Ely – For celebrating their 50th wedding anniversary.

2000\38 Ankeny High School Debate Team, Ankeny – For winning 1st place in the state competition.

SUBCOMMITTEE ASSIGNMENTS

House File 2002

State Government: Arnold, Chair; Chiodo and Jager.

House File 2004

Transportation: Jager, Chair; Heaton and Warnstadt.

House File 2007

State Government: Martin, Chair; Connors, Gipp, Holmes and Larkin.

House File 2015

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

House File 2017

Transportation: Jager, Chair; Heaton and Warnstadt.

House File 2025

State Government: Gipp, Chair; Arnold and Connors.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 500

Appropriations: Millage, Chair; Cormack, Dix, Murphy and Warnstadt.

House Study Bill 501

Appropriations: Millage, Chair; Bell and Garman.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 502 State Government

Relating to contracts and agreements entered into by the Iowa lottery board and commissioner of the lottery.

H.S.B. 503 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the qualification of electors.

H.S.B. 504 Judiciary

Relating to certain procedures for substance abuse commitments.

H.S.B. 505 Judiciary

Regarding application of the margin of error for chemical test evidence used in operating while intoxicated prosecutions.

H.S.B. 506 Judiciary

Relating to the statute of limitations for theft of firearms.

H.S.B. 507 Judiciary

Relating to sexually predatory offenses and providing an effective date.

On motion by Rants of Woodbury the House adjourned at 11:32 a.m., until 8:45 a.m., Wednesday, January 12, 2000.

JOURNAL OF THE HOUSE

Third Calendar Day - Third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 12, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Sheryl Ashley, pastor of Grace United Methodist Church, Sioux City.

The Journal of Tuesday, January 11, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Carroll of Poweshiek, until his arrival, on request of Rants of Woodbury.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 500), relating to state budgetary matters by providing for reductions and supplementation of appropriations for the fiscal year beginning July 1, 1999, transferring, crediting, and appropriating certain moneys, and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 11, 2000.

INTRODUCTION OF BILLS

House Joint Resolution 2002, by Larson, a joint resolution requesting the proposal of an amendment to the Constitution of the United States on the subject of judicial taxation.

Read first time and referred to committee on **judiciary**.

House File 2032, by Bradley, a bill for an act providing an individual and corporate tax credit for the acquisition or modification of assistive technology or the modification of the workplace in order to assist persons with a disability in the workplace and including an effective and retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2033, by Johnson, Huseman, Baudler, Rayhons, Lord, Alons, Barry, Thomson, Carroll, Sukup, Teig, Arnold, Gipp, Brauns, Heaton, Drake, Metcalf, Grundberg, Martin, Davis, Nelson-Forbes, Boggess, Greiner, Hoffman, Larson, Boddicker, Blodgett, Van Fossen, Hahn, Dolecheck, Bradley, Jacobs, Eddie, Jager, Boal, Raecker, Kettering, Brunkhorst, Jenkins, Holmes, Van Engelenhoven, Siegrist, Dix, Hansen, Cormack, Garman, Horbach, Rants, Klemme, Tyrrell, Sunderbruch, Weidman, Millage, Welter, Houser, and Shey, a bill for an act making an appropriation to the commission of veterans affairs for a contribution toward the construction of a national World War II memorial.

Read first time and referred to committee on **appropriations**.

House File 2034, by Garman, a bill for an act relating to operating a motorboat or sailboat while intoxicated and providing penalties.

Read first time and referred to committee on **judiciary**.

House File 2035, by Brunkhorst, a bill for an act relating to collection of the physical plant and equipment property tax levy in urban renewal areas using tax increment financing and providing an applicability date.

Read first time and referred to committee on **education**.

House File 2036, by Thomson, Boal, Davis, Dix, Lord, and Johnson, a bill for an act to prohibit the possession or consumption of alcoholic beverages in undergraduate dormitories and residence halls

at postsecondary educational institutions and to provide a civil penalty.

Read first time and referred to committee on **judiciary**.

House File 2037, by Welter, a bill for an act relating to health certificate requirements for breeding bulls and making penalties applicable.

Read first time and referred to committee on **agriculture**.

House File 2038, by Cormack, a bill for an act relating to the appropriation of moneys to the department of education for the payment of textbook services claims.

Read first time and referred to committee on **appropriations**.

House File 2039, by committee on appropriations, a bill for an act relating to state budgetary matters by providing for reductions and supplementation of appropriations for the fiscal year beginning July 1, 1999, transferring, crediting, and appropriating certain moneys, and providing effective dates.

Read first time and placed on the **appropriations calendar**.

House File 2040, by Carroll, a bill for an act providing for the payment of medical insurance premium costs from unused sick leave for retired employees of the state department of transportation.

Read first time and referred to committee on **state government**.

House File 2041, by Martin, a bill for an act prohibiting a person from using automatic dialing-announcing device equipment in a manner that impedes or prevents the function of caller identification.

Read first time and referred to committee on **commerce and regulation**.

House File 2042, by Nelson-Forbes, a bill for an act relating to the determination of a member's average covered wage for purposes

of calculating retirement benefits under the Iowa public employees' retirement system.

Read first time and referred to committee on **state government**.

House File 2043, by Wise, Larkin, Sunderbruch, Davis, Cataldo, Heaton, and Reynolds, a bill for an act concerning accidental death retirement benefits under the municipal fire and police retirement system and including a retroactive applicability provision and effective date.

Read first time and referred to committee on **state government**.

House File 2044, by Martin, a bill for an act relating to a senior living insurance tax credit under the individual income tax and including a retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

The House stood at ease at 8:58 a.m., until the fall of the gavel.

The House resumed session at 9:46 a.m., Speaker pro tempore Sukup in the chair.

COMMITTEE TO NOTIFY THE SENATE

Holmes of Scott moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such committee Holmes of Scott, Jacobs of Polk and Mundie of Webster.

The House stood at ease at 9:48 a.m., until the fall of the gavel.

The House resumed session at 9:58 a.m., Speaker Siegrist in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Holmes of Scott, chair of the committee appointed to notify the Senate that the House was ready to receive it in joint convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 102, duly adopted, the joint convention was called to order at 9:58 a.m., President Kramer presiding.

Senator Bartz of Worth moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present.

The motion prevailed.

President Kramer announced a quorum present and the joint convention duly organized.

Senator Bartz of Worth moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to notify Governor Thomas J. Vilsack that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Hedge of Mahaska, Tinsman of Scott and Dearden of Polk, on the part of the Senate, and Representatives Thomson of Linn, Welter of Jones and Whitead of Woodbury, on the part of the House.

Senator Bartz of Worth moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives, be appointed to notify Chief Justice Arthur A. McGiverin that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Redfern of Black Hawk, Lamberti of Polk and Fraise of Lee, on the part of the Senate, and Representatives Garman of Story, Shey of Linn and Kreiman of Davis, on the part of the House.

Secretary of State, Chester J. Culver; Treasurer of State, Michael Fitzgerald; Secretary of Agriculture and Land Stewardship, Patty Judge; and State Auditor Dick Johnson were escorted into the House chamber.

The Justices of the Supreme Court and the Chief Judge, and the Judges of the Court of Appeals were escorted into the House chamber.

Chief Justice McGiverin's wife, Joan McGiverin from Ottumwa; his niece, Phyllis Martin and her husband, Ralph Martin, from California; his nephew, Terry McGiverin, from Virginia; and his cousin Ed McGiverin and Mrs. Jo McGivern from Keystone, Iowa, were escorted into the House chamber.

The committee waited upon Governor Thomas J. Vilsack and escorted him to the Speaker's station.

The committee waited upon Chief Justice Arthur A. McGiverin and escorted him to the Speaker's station.

President Kramer presented Chief Justice Arthur A. McGiverin who delivered the following Condition of the Judicial Branch Message:

President Kramer, Speaker Siegrist, distinguished members of the General Assembly, Governor Vilsack, Lieutenant Governor Pederson, State Officials, Judicial Colleagues, friends and my fellow Iowans:

On behalf of the court and all judges and court personnel across Iowa, I want to thank President Kramer and Speaker Siegrist for the invitation to speak to you about the condition of the Iowa Judicial Branch. The court regards this yearly report as its

best occasion to share with you, indeed with the people of Iowa, our assessment of the state's justice system.

There are a few matters I should mention before I begin my main remarks.

I want to recognize the newest members of the Iowa Court of Appeals – Judge Daryl Hecht of Sioux City, Judge John Miller of Burlington and Judge Anuradha Vaitheswaran of Des Moines; and our two newest chief judges – William Eads of the Sixth Judicial District and David Hendrickson of the Eighth Judicial District.

You are all invited to join us for refreshments and conversation downstairs in the courtroom following this address. During the reception, we will take a few minutes to present our annual Child Advocate of the Year Award to a very deserving couple, foster parents Pat and Terry Crosley of Audubon. The Crosleys' unwavering devotion to dozens of foster children is a shining example of the power of caring for others. Also, we have set up displays about special court programs and court technology in the hall outside the courtroom. We hope you'll spend some time browsing through them and see some of the things we are doing to better serve the people who use the courts.

Finally, I want to speak to you for a moment, not as Chief Justice, but as Art McGiverin. The first time I gave this address was in 1988, and this is the last time I will do so because I will retire later this year. It has been an honor and a personal privilege to visit with you each year. I want to thank the members of the legislative staff for their thoughtful attention when making the arrangements for this address; the members of the General Assembly for the many courtesies you have extended to me over the years; and the other justices for their ideas, editorial contributions and support. And I would be remiss if I overlooked the most important thank you of all, to my wife Joan for sharing this day with me for the past twelve years.

I must confess that earlier, while I was being escorted up the grand staircase, my mind wandered from the state of the judiciary to our beautiful Capitol building. From its solid stone foundation, to its elegant decorations and soaring golden dome, many people have contributed to this masterpiece. Their vision, hard work and commitment, reflected in this magnificent building, are a source of inspiration for us and for future generations.

The Judicial Branch at 2000

Like the Capitol, the Iowa Judicial Branch has benefited from the vision, hard work and commitment of many people, past and present. Visionaries from the past designed the timeless values upon which it is grounded. Its structure and complex operating system have been developed over time to meet the needs of the people it serves. And like the Capitol, the courts' most significant innovations have taken place in the past thirty years. For example:

- Together, in the 1970s, we forged a number of changes that streamlined case processing, modernized court management and eliminated a hodgepodge of obsolete judgeships.
- At our prompting in the 1980s, you provided for state funding of the court system, thereby lifting a heavy burden off the backs of property taxpayers and equalizing local court resources around the state.

- With your backing in the 1980s and 1990s, we advanced information technology throughout the state's court system to add management and case-processing efficiencies, collect vital court information and facilitate public access.
- And with your cooperation, we greatly enhanced the development of Iowa case law and the disposition of appeals by creating the Iowa Court of Appeals in 1976 and, more recently, restructuring the appellate courts.

The end of the 20th Century represented a culmination of innovation and reform for the Iowa Judicial Branch. Now we should ask: what will be said of the beginning of the 21st Century?

Lessons of the Past to Use in the Future: Planning, Commitment and Equal Justice

Like many of you, I've spent a great deal of time trying to imagine what the future will be like. And because we cannot see into the future, one of the best things we can do is use the lessons of the past to help shape the future.

This morning, I'd like to share with you three important lessons, gained from experience. Taken together they can make the promise of justice a reality for generations to come. They are simple lessons. The first is to plan – being prepared. The second is to be committed – our shared commitment to justice. And the third is to be vigilant about equal justice – paying close attention to equal justice under the law.

To Plan

Let's begin with planning.

Our world is dramatically different than it was in 1965, the year I was appointed to the district court bench in southeastern Iowa. Back then, no one could have predicted that Iowa now would be struggling with rampant methamphetamine abuse, sexually violent predators and an exploding prison population; no one could have predicted AIDS, crack babies and surrogate births; no one could have predicted urban sprawl, road rage and traffic jams in Iowa. In the future, our court system will be challenged to not only resolve the issues spawned by change, but to change itself to maintain its vital role in our society.

Governed by precedent, courts have been slow to change when dealing with policy or administrative matters. But because planning is so obviously in the public interest, we have established, with your support, a court planning function to help us identify emerging trends that will impact the courts, to design solutions to meet the challenges that will arise and, most importantly, to implement those solutions. But being prepared is only the starting point. The delivery of justice also demands the commitment of all three branches of government. This brings me to the second lesson I mentioned.

Our Shared Commitment to Justice

Our system of government calls on all three branches, in differing roles, to contribute to the administration of justice. Our role is to promptly but carefully decide cases according to law, equally to all. And we rely on Iowa's hard-working judiciary

and court personnel, who are committed to excellence, to do so. However, as envisioned by our government's founders, we must rely on you for the resources we need to carry out our enormous responsibilities.

Over the years, we have accomplished much by working together. Many of the court reforms and innovations I mentioned earlier were successful, in large part, only because of your commitment of sufficient resources. Together we can accomplish much more. Some present concerns need your attention and support.

EDMS. To provide the best possible public service, the court system must continue to innovate. Efforts are now underway to test an advanced technology – electronic data management systems or EDMS. This technology will revolutionize court services. It will enable litigants and others to file their court documents and to access court records on-line through their computers. This will reduce the flood of paper inundating our county courthouses to a trickle and take the concept of court beyond the four walls of a courthouse.

We have enough funds in our Enhanced Court Collections Fund to test the system in two counties this year. We hope by next year to be able to present to you a plan for funding statewide implementation.

Courthouse Security. Another issue that requires your attention concerns safety. We obviously must do our utmost to ensure the safety of every citizen who comes to the courthouse.

The Judicial Branch has already taken several important steps to achieve this fundamental goal. With the help of local leaders, a statewide task force evaluated the level of security in each county courthouse. It developed standards that county and local court officials can use as a guide for security improvements; and it determined what was needed to bring security levels up to par with the standards.

I want to commend the task force members and the state and local officials who, recognizing the critical nature of courthouse security, participated in the statewide evaluation and study. Under our state funding statutory scheme, the counties are responsible for maintaining courthouse facilities and providing security. Because of these responsibilities, the counties play a pivotal role in protecting citizens from violence in the courthouse. But the counties need some financial assistance for security improvements. We have a plan for a state grant program that would help counties shoulder the cost of non-personnel improvements needed to bring courthouse security up to the statewide standards. Let's not wait for a tragedy to occur. For the safety of our constituents, the Judicial Branch, the Legislature, and the Governor, must work closely with each other, and with the counties, to fund courthouse security.

Judicial Formulas. The third concern that requires your continuing attention involves judicial resources.

Last session, you instructed us to evaluate the soundness of the statutory judgeship formulas. We have, and this is what we found. The current methods for determining judgeship needs in Iowa are inadequate. They are inadequate because they are based primarily upon population rather than caseload. There is a huge gap between Iowa's population growth, which has been modest, and Iowa's caseload growth, which has skyrocketed. The judicial formulas do not accurately measure need because they do not

take into account the combined workloads of all levels of the trial court. By that I mean the district court, district associate court, juvenile court and magistrates. The details of our evaluation are contained in our separate report to you.

We recognize that the current judgeship formulas are statutory, and as such are your prerogative. However, because judicial resources are so essential to the delivery of justice, the Supreme Court has taken steps to rework the judgeship formulas. We plan to have the National Center for State Courts develop recommendations for new formulas. I am confident that we can design for your consideration new judgeship formulas that will precisely measure the number of judges that the state needs.

Other Needs. All of our needs, however, cannot be put off for study. For the next fiscal year, we need more resources in a number of areas to keep pace with the public's demand for prompt court services. The details of our most immediate needs are contained in our budget request that we have submitted to you.

Of course, your commitment is crucial. I'm sure that most of you recall the lean years of the early 1990's and how insufficient resources threatened to impede the delivery of justice. Some of you may recall my address in 1993 when I reported that because of budget cuts and rising caseloads, the quality of justice in Iowa was at risk. Back then we weathered the tough times and working together avoided a crisis.

I mention this only because it gave us two important lessons: the serious consequences which can occur when the demand for access to court services is not met with sufficient resources, and the benefits to be derived when we share a commitment to the delivery of justice.

Limited access to justice, whatever its cause, undermines public confidence in the court system and thereby all state government. Public confidence in the court system also hinges on equal justice. And to fulfill the promise of equal justice under the law requires vigilance – the third lesson.

Equal Justice Requires Vigilance

By equal justice I mean our duty to administer the law impartially and equally regardless of gender, race, age, economic status, religion or political affiliation.

This principle was bolstered in 1962 when, with the approval of Iowa voters, our state constitution was amended to ensure that judges are selected based upon merit, legal knowledge, hard work and temperament, not popularity. Because of this far-sighted reform, Iowa has a high-caliber judiciary and Iowans are assured that judges owe their allegiance to the law and to nothing else.

Nearly thirty years later, with funds you provided, the Iowa Supreme Court established the Equality in the Courts Task Force. We established the task force to scrutinize the court system for any trace of bias based upon race or sex. After a thorough investigation, the task force reported that while it found no evidence of overt bias, there was the perception of bias among women and minorities.

More recently, a survey commissioned by the American Bar Association revealed that a substantial number of people in this country believe that the justice system does not treat everyone equally. Many of the survey respondents believe that our justice

system treats the rich better than the poor, certain racial or ethnic groups better than others, and men better than women.

Some may argue that perception of bias is not bias in fact. This may be true, but we cannot ignore perception. Citizens respect the court system so long as they perceive that the courts are places where disputes are fairly and impartially decided. Thus, it is imperative that in the future we periodically scrutinize court practices, procedures and personnel, to root out any hint of bias.

State of the Judiciary

Ultimately, the vitality of our judicial system depends upon the confidence of the people. To earn their confidence, whether in the second millennium or the seventh, we must plan, we must be committed and we must be vigilant about equal justice.

So what is the state of the judiciary?

It is much like our Capitol. Its design is timeless, its foundation is solid and its structure is resilient. It is in constant need of attention and certain areas need special attention now. But with proper care, it will serve the people well for centuries to come.

President Kramer requested the joint convention and guests thank Chief Justice McGiverin for his service with the courts and the state of Iowa in providing justice for all.

The joint convention and guests rose and expressed their appreciation.

Governor Thomas J. Vilsack was escorted from the House chamber by the committee previously appointed.

Chief Justice Arthur A. McGiverin was escorted from the House chamber by the committee previously appointed.

On motion by Jacobs of Polk, the joint convention was dissolved at 10:36 a.m.

The House stood at ease at 10:36 a.m., until the fall of the gavel.

The House resumed session at 10:40 a.m., Speaker Siegrist in the chair.

On motion by Jacobs of Polk, the House was recessed at 10:40 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:08 p.m., Speaker pro tempore Sukup in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-four members present, twenty-six absent.

RULES SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend the rules for the immediate consideration of House File 2039 and to suspend Rule 31.8, relating to the timely filing of amendments.

The House stood at ease at 1:12 p.m., until the fall of the gavel.

The House resumed session at 1:58 p.m., Speaker Siegrist in the chair.

CONSIDERATION OF BILLS
Appropriations Calendar

House File 2039, a bill for an act relating to state budgetary matters by providing for reductions and supplementation of appropriations for the fiscal year beginning July 1, 1999, transferring, crediting, and appropriating certain moneys, and providing effective dates, was taken up for consideration.

Brunkhorst of Bremer asked and received unanimous consent to withdraw amendment H-8002 filed by him from the floor.

Thomson of Linn offered the following amendment H-8004 filed by her and Brunkhorst of Bremer from the floor and moved its adoption:

H-8004

- 1 Amend House File 2039 as follows:
- 2 1. Page 10, by inserting after line 4 the
- 3 following:
- 4 "Sec. __. 1999 Iowa Acts, chapter 208, section
- 5 23, subsection 2, is amended to read as follows:
- 6 2. For a contract to purchase internet
- 7 ~~connectivity from an internet service provider which~~
- 8 ~~provides internet filter filtering~~ services for school
- 9 districts who wish to receive such services:
- 10\$ 50,000
- 11 The department of education shall work with the
- 12 boards of directors of school districts and area
- 13 education agencies in establishing service
- 14 requirements and selecting ~~an internet service~~
- 15 ~~provider to provide internet filter filtering~~ services
- 16 ~~through servers located at the area education~~
- 17 ~~agencies.~~ The goal of providing a filtering service
- 18 services to a school district is to protect students
- 19 from inappropriate internet websites and to promote
- 20 the use of the internet for educational purposes.
- 21 School districts that wish to receive filtering
- 22 services shall assume the ongoing costs of associated
- 23 with the services."
- 24 2. By renumbering as necessary.

Amendment H-8004 was adopted.

Garman of Story offered the following amendment H-8001 filed by her from the floor and moved its adoption:

H-8001

- 1 Amend House File 2039 as follows:
- 2 1. Page 17, by striking lines 8 through 30.
- 3 2. By renumbering as necessary.

Amendment H-8001 lost.

Millage of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2039)

The ayes were, 96:

Alons	Arnold	Baudler	Bell
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Drake	Drees
Eddie	Falck	Fallon	Foege
Frevert	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker Siegrist

The nays were, 1:

Mascher

Absent or not voting, 3:

Barry Dotzler Ford

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2039** be immediately messaged to the Senate.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

The Annual Report for the Center for Health Effects of Environmental Contamination, pursuant to Chapter 263.17, Code of Iowa.

DEPARTMENT OF CORRECTIONAL SERVICES
Seventh Judicial District

A report on the issue of implementation of intermediate criminal sanctions program plan, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF CULTURAL AFFAIRS
State Historical Society

The Iowa Freedom Trail Program Proposal, pursuant to Chapter 126.1, 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF ECONOMIC DEVELOPMENT

A report on the progress made by the department in making the CEBA a self-sustaining revolving loan program, pursuant to Chapter 15, Code of Iowa.

A report reviewing the phase out of the machine, equipment, and computers property tax, pursuant to Chapter 15, Code of Iowa.

The Annual IBDFC Report, pursuant to Chapter 15E.161(3), Code of Iowa.

DEPARTMENT OF HUMAN RIGHTS

A report on the status of persons of Asian and Pacific Islander descent in the State of Iowa, pursuant to Chapter 201, 1999 Acts of the Seventy-eighth General Assembly.

Division of Community Action Agencies

The Fiscal Year 1998 Annual Report on Community Action Programs in Iowa, pursuant to Chapter 216A.92A, Code of Iowa.

DEPARTMENT OF HUMAN SERVICES

The Annual Report for Fiscal Year 1999, pursuant to Chapter 217.21, Code of Iowa.

DEPARTMENT OF INSPECTIONS AND APPEALS

The Fiscal Year 1999 Annual Report, pursuant to Chapter 10A, Code of Iowa.

DEPARTMENT OF PERSONNEL

The Fiscal Year 1999 ICN Report, pursuant to Chapter 19A, Code of Iowa.

DEPARTMENT OF PUBLIC HEALTH

The 1999 Annual Donation and Compliance Report, pursuant to Chapter 142C.17, Code of Iowa.

The Fiscal Year 1999 Annual Report, pursuant to Chapter 8D.10, Code of Iowa.

A Quarterly Report on recommendations specific to the direction and operation of the office of the Iowa State Medical Examiner, pursuant to Chapter 208.12, 1999 Acts of the Seventy-eighth General Assembly.

Division of Family and Community Health

A report on health care services, pursuant to Chapter 201.5(13), 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF REVENUE AND FINANCE

The Fiscal Year 1999 Annual Report, pursuant to Chapter 421, Code of Iowa.

DEPARTMENT OF TRANSPORTATION

A Report on the "Adopt-A-Highway Program Dangers," pursuant to Chapter 198.7, 1999 Acts of the Seventy-eighth General Assembly.

A report on hours of service for drivers of vehicles transporting more than six persons, pursuant to Chapter 198.5, 1999 Acts of the Seventy-eighth General Assembly.

A report entitled "Commercial Vehicle Parking," pursuant to Chapter 198.8, 1999 Acts of the Seventy-eighth General Assembly.

IOWA UTILITIES BOARD

The 1998 Annual Report, pursuant to Chapter 476.16, Code of Iowa.

The Annual Report on the status of utility customer contribution funds, pursuant to Chapter 476.66(6), Code of Iowa.

SUPREME COURT

A report analyzing the effectiveness of the current judgeship formulas, pursuant to Chapter 202.12(k), 1999 Acts of the Seventy-eighth General Assembly.

UNIVERSITY OF IOWA

Department of Health Management and Policy

A report estimating the potential savings associated with discontinuation of privatized medical care services at the Iowa State Penitentiary in Fort Madison, pursuant to Chapter 262A, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\39 Sue Lynn Blanck Pettit, Waterloo – For receiving the Milken Educator Award.
- 2000\40 Erville and Robert Pettinger, Chariton – For celebrating their 60th wedding anniversary.
- 2000\41 Jean and Bob Chipp, Lucas – For celebrating their 50th wedding anniversary.
- 2000\42 Wretha and Ray Webb, Murray – For celebrating their 50th wedding anniversary.
- 2000\43 Anna Breniman, Montezuma – For celebrating her 85th birthday.
- 2000\44 Millie and Maynard Roth, Brooklyn – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS**House File 3 Reassigned**

Commerce and Regulation: Jenkins, Chair; Hoffman and Wise.

House File 71 Reassigned

Commerce and Regulation: Dix, Chair; Drees and Shey.

House File 338 Reassigned

Commerce and Regulation: Shey, Chair; Doderer and Holmes.

House File 365

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 385

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 579

Commerce and Regulation: Raecker, Chair; Jenkins and D. Taylor.

House File 593

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 596

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 603

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 611

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 677

State Government: Martin, Chair; Bradley, Chiodo, Larkin and Metcalf.

House File 694

State Government: Jacobs, Chair; Connors and Holmes.

House File 698

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

House File 699

Agriculture: Teig, Chair; Drake and May.

House File 704

State Government: Jacobs, Chair; Gipp and O'Brien.

House File 729

Agriculture: Greiner, Chair; Scherrman and Welter.

House File 735

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 740

Commerce and Regulation: Metcalf, Chair; Bradley, Chiodo, Holmes, Jenkins, Weigel and Wise.

House File 764

Appropriations: Hansen, Chair; Heaton and T. Taylor.

House File 774

Local Government: Houser, Chair; Brauns and Mundie.

House File 2003

State Government: Davis, Chair; Brauns and Cataldo.

House File 2012

Local Government: Carroll, Chair; Reynolds and Van Engelenhoven.

House File 2013

Agriculture: Horbach, Chair; Alons and Frevert.

House File 2020

Local Government: Alons, Chair; Huser and Van Engelenhoven.

House File 2027

Local Government: Klemme, Chair; Eddie and Fallon.

House File 2040

State Government: Holmes, Chair; Arnold and T. Taylor.

House File 2042

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2043

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

Senate File 324 Reassigned

Commerce and Regulation: Metcalf, Chair; Bradley and Chiodo.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 502**

State Government: Brauns, Chair; Arnold and Larkin.

House Study Bill 503

State Government: Jochum, Chair; Bradley and Van Engelenhoven.

House Study Bill 504

Judiciary: Thomson, Chair; Boddicker and Holveck.

House Study Bill 505

Judiciary: Shey, Chair; Kreiman and Sukup.

House Study Bill 506

Judiciary: Baudler, Chair; Bell and Davis.

House Study Bill 507

Judiciary: Sunderbruch, Chair; Kreiman and Millage.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 508 Human Resources**

Relating to the designated date of withholding of child support by payors of income and providing an effective date.

H.S.B. 509 State Government

Concerning paid time off for certain peace officer members of the department of public safety injured in the course of duty.

H.S.B. 510 State Government

Relating to ethics and campaign disclosure board procedures and to conflicts of interest of public officers and employees.

H.S.B. 511 State Government

Allowing elections in certain cities to be conducted by mail ballots and providing penalties.

H.S.B. 512 Human Resources

Relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development.

H.S.B. 513 Commerce and Regulation

Relating to alternate methods of providing proof of motor vehicle financial responsibility and providing an effective date.

H.S.B. 514 Commerce and Regulation

Relating to the collection, use, and disclosure of certain information associated with insurance transactions and providing for civil and criminal penalties.

On motion by Rants of Woodbury the House adjourned at 2:20 p.m., until 8:45 a.m., Thursday, January 13, 2000.

JOURNAL OF THE HOUSE

Fourth Calendar Day - Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 13, 2000

The House met pursuant to adjournment at 8:45 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Randy Carmody, pastor of St. Johns Lutheran Church, Melcher-Dallas.

The Journal of Wednesday, January 12, 2000 was approved.

PETITIONS FILED

The following petitions were received and placed on file:

By Boal of Polk, from sixty-four constituents favoring House File 2003, a bill for an act providing for the incorporation of a practical demonstration component in an examination to obtain licensure as a practitioner of cosmetology arts and sciences.

By Thomas of Clayton, from thirty constituents favoring House File 2003, a bill for an act providing for the incorporation of a practical demonstration component in an examination to obtain licensure as a practitioner of cosmetology arts and sciences.

INTRODUCTION OF BILLS

House File 2045, by Alons, a bill for an act relating to the establishment of a task force to review immunization requirements for postsecondary education students.

Read first time and referred to committee on **human resources**.

House File 2046, by Brunkhorst, a bill for an act relating to the issuance of free deer and wild turkey hunting licenses to landowners and tenants.

Read first time and referred to committee on **natural resources**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on Wednesday afternoon, January 12, 2000. Had I been present, I would have voted “nay” on amendment H-8001, and “aye” on amendment H-8004 and House File 2039.

DOTZLER of Black Hawk

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\45 Harry Backhaus, Denison – For celebrating his 90th birthday.
- 2000\46 Merle Culbertson, Waverly – For celebrating her 102nd birthday.
- 2000\47 Adam Forsyth, Estherville – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\48 William A. Foegen, Lyon County – For celebrating his 95th birthday.
- 2000\49 Edna Foust, Ottumwa – For celebrating her 95th birthday.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2001

Human Resources: Carroll, Chair; Boddicker and Foegen.

House File 446

Commerce and Regulation: Jacobs, Chair; Shey and Wise.

House File 608

Natural Resources: Kettering, Chair; Klemme and Mundie.

House File 609

Education: Grundberg, Chair; Boal and Wise.

House File 652

State Government: Gipp, Chair; Larkin and Metcalf.

House File 2006

Human Resources: Martin, Chair; Blodgett and Witt.

House File 2008

Natural Resources: Brauns, Chair; Bell and Sunderbruch.

House File 2011

Human Resources: Carroll, Chair; Bukta and Thomson.

House File 2034

Judiciary: Raecker, Chair; Jager and Kreiman.

House File 2041

Commerce and Regulation: Raecker, Chair; Jenkins and D. Taylor.

House File 2046

Natural Resources: Tyrrell, Chair; Klemme and Scherrman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 509**

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House Study Bill 510

State Government: Gipp, Chair; Arnold, Chiodo, Jager, Jochum, O'Brien and Van Engelenhoven.

House Study Bill 511

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 515 Judiciary**

Providing for the reporting and examination of physically and mentally disabled drivers, establishing a driver's license medical advisory council, and providing penalties.

H.S.B. 516 Commerce and Regulation

Relating to the administration and enforcement of provisions regulating invention developers, by providing registration requirements, fees, for the establishment of a fund, for the appropriation of moneys in that fund, making penalties applicable, and providing effective dates.

H.S.B. 517 Agriculture

Affecting eligibility for the beginning farmer loan program.

H.S.B. 518 Agriculture

Providing for the establishment of alliance programs to assist beginning farmers.

H.S.B. 519 Natural Resources

Changing the name of the forests and forestry division of the department of natural resources to the forests and prairies division and expanding its responsibilities.

H.S.B. 520 Natural Resources

Relating to the regulation of motorboats on certain artificial lakes, providing effective and applicability dates, and a repeal.

H.S.B. 521 Natural Resources

Relating to the regulation of vessels by increasing fees, reducing the categories of vessels to be registered, providing for the disposition of fee revenue and other properly related matters, and providing an effective and applicability date.

H.S.B. 522 Human Resources

Relating to electronic benefits transfer program requirements administered by the department of human services.

H.S.B. 523 Human Resources

Relating to juvenile crime prevention and youth development grant fund requirements and providing an effective date.

H.S.B. 524 Human Resources

Relating to family investment program requirements regarding the time period allowed for supported postsecondary education assistance and including an applicability provision.

H.S.B. 525 State Government

Relating to electronic filing and disclosure of campaign finance disclosure reports, to disclosure and reporting of certain contributor information, and to extension of the campaign finance commission.

RESOLUTION FILED

HCR 103, by Grundberg and Doderer, a concurrent resolution relating to the fair treatment of women in the drafting of wills and trusts by estate planners, trust officers, investment advisers, and other financial planners and advisers.

Laid over under **Rule 25**.

On motion by Rants of Woodbury the House adjourned at 8:58 a.m., until 9:30 a.m., Friday, January 14, 2000.

JOURNAL OF THE HOUSE

Fifth Calendar Day - Fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 14, 2000

The House met pursuant to adjournment at 9:43 a.m., Dotzler of Black Hawk in the chair.

Prayer was offered by the House Journal Editor, Gayle Goble.

The Journal of Thursday, January 13, 2000 was approved.

INTRODUCTION OF BILLS

House Joint Resolution 2003, by Larkin, Cohoon, Johnson, Heaton, and Wise, a joint resolution designating the channel catfish as the official state fish for the State of Iowa.

Read first time and referred to committee on **state government**.

House File 2047, by T. Taylor, a bill for an act raising the compulsory education attendance age.

Read first time and referred to committee on **education**.

House File 2048, by Millage, a bill for an act requiring the state director of human services to seek approval of the United States secretary of health and human services in establishing local disbursement units for the collection and disbursement of child support payments.

Read first time and referred to committee on **human resources**.

House File 2049, by Reynolds, a bill for an act relating to the enhancement of penalties for certain fraudulent or criminal acts.

Read first time and referred to committee on **judiciary**.

House File 2050, by Gipp and Warnstadt, a bill for an act requiring the director of the department of education to establish and maintain a school building plan clearinghouse.

Read first time and referred to committee on **education**.

House File 2051, by Nelson-Forbes, a bill for an act relating to limiting the use of cellular telephones while operating a motor vehicle and making a penalty applicable.

Read first time and referred to committee on **judiciary**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 13, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2039, a bill for an act relating to state budgetary matters by providing for reductions and supplementation of appropriations for the fiscal year beginning July 1, 1999, transferring, crediting, and appropriating certain moneys, and providing effective dates.

MICHAEL E. MARSHALL, Secretary

SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine the mileage for the members of the House submits the following supplemental report:

Name	Round Trip Miles
Effie Lee Boggess.....	270
Jane L. Greimann.....	70
Patrick S. Shey.....	240
Richard D. Taylor.....	272

Respectfully submitted,
 RUSSELL J. EDDIE, Chair
 PHILLIP E. TYRRELL
 PATRICK J. MURPHY

ASSIGNMENT OF SEATS IN PRESS GALLERIES

The following named persons are accredited members of the press, TV and radio stations and are entitled to access to the press galleries:

Ames Daily Tribune	Rebecca Anderson, Richard Lewis, Mike Krapfl, Tim Enstrom
Associated Press	Mike Glover, Ken Thomas, Becky Bohrer, Susan Stocum
Burlington Hawkeye	Dennis J. Carroll
Cedar Rapids Gazette	Rod Boshart, Ken Sullivan, Katie Weeks
Des Moines Register	Jeff Zelany, Jon Roos, Perry Besman, Lynn Okamoto, David Yepsen
Iowa Legislative News Service	Jack Hunt, Tom Hunt, John Kurr, William Grabitz
Lee Enterprises Des Moines Bureau	Kathie Obradovich, Todd Dorman
Omaha World Herald	Chris Clayton, Jeff Bundy
Sioux City Journal	Kate Thompson
Spirit of Osceola	Nancy Seybert
Telegraph Herald	Mary Rae Bragg
The Casino and Pari Mutuel Journal Inc.	Tom Bach
Views From The Bluffs	Daphne Cook, Mollie Harter
KASI Radio	Trent Rice
KCCI TV	Steve Oswalt, Geoff Greenwood, Todd Magel, Sheila Brummer, Erin Hurley
KFXB	Jennifer Battle, John Molseed
KIMT News Channel 3	Patti Dushaw, Paul Yeager, Jaime Copley, Katnna Pederson, Kevin Petty, Paula Van Drisse
KMEG News	Leslie Rupiper, Sean Mossman
KUNI Public Radio	Jeneane Beck
KWWL Television	Linda Hudwalker-(Bowman), Dennis Bowman, Ron Steele, Tami Wiencek, Joe Surma, Dan Hosea, Debbie Bornstein, Eric Hansen, Chris Gitsch, Dan DeRoos
Radio Iowa	O. Kay Henderson, Darwin Danielson, Matt Kelley
WHO - AM Radio	Mike McGinnis, Sue Danielson, Pat Curtis
WOI Radio	Joyce Russell
WHO - TV	Patrick Bell, Patrick Dix, Jim Hibbs, Emily Schmidt, Melanie Posey
WOI TV (ABC)	Jay Villwock, Don Schmith, Tony Burbeck, Steve Smith, Matt Raisch

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 526 Judiciary**

Relating to the prohibition of shipping or importing into the state, or the offering for sale, selling, transporting, distributing, or possessing within the state of cigarettes and tobacco products which were previously exported from or which are manufactured for use outside the United States, and making penalties applicable.

H.S.B. 527 Judiciary

Relating to certain providers of consumer services by eliminating the registration requirement for physical exercise clubs, making social referral service providers subject to provisions relating to door-to-door sales, and making penalties applicable.

H.S.B. 528 Judiciary

Providing for a .08 blood alcohol concentration limit for operating while intoxicated offenses.

On motion by Huser of Polk the House adjourned at 9:45 a.m., until 10:00 a.m., Tuesday, January 18, 2000.

JOURNAL OF THE HOUSE

Ninth Calendar Day - Sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 18, 2000

The House met pursuant to adjournment at 10:02 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Daniel Parsch, pastor of Gloria Dei Lutheran Church, Urbandale.

The Journal of Friday, January 14, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by House Pages Matthew Schuring and Ryan Cross.

INTRODUCTION OF BILLS

House File 2052, by Schrader, a bill for an act to permit a school district or area education agency to use state school improvement technology funds to employ computer technical support personnel.

Read first time and referred to committee on **education**.

House File 2053, by Alons, a bill for an act concerning the maximum unemployment compensation contribution rate percentage applied to certain smaller employers.

Read first time and referred to committee on **labor and industrial relations**.

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the

Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 18th day of January, 2000: House File 2039.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\50 Ruby Jacobson, Stratford – For celebrating her 100th birthday.
- 2000\51 Helen and Charles Walker, Eddyville – For celebrating their 58th wedding anniversary.
- 2000\52 Juanita and Paul LaPoint, Ottumwa – For celebrating their 65th wedding anniversary.
- 2000\53 Mildred Osburn, Bedford – For celebrating her 98th birthday.
- 2000\54 Lois Armstrong, Shenandoah – For celebrating her 95th birthday.
- 2000\55 Agnes Bauler, Waterloo – For celebrating her 100th birthday.
- 2000\56 John E. Oliphant, Waterloo – For celebrating his 90th birthday.
- 2000\57 Helen Day, Winterset – For celebrating her 95th birthday.
- 2000\58 Mary and Elvin “Dutch” Meinecke, Jamaica – For celebrating their 55th wedding anniversary.
- 2000\59 Mr. and Mrs. E. W. Nun, Ute – For celebrating their 60th wedding anniversary.
- 2000\60 Mr. and Mrs. Darrell O’Connor, Mapleton – For celebrating their 50th wedding anniversary.
- 2000\61 Clay Denton, Manilla – For celebrating his 91st birthday.
- 2000\62 Gwen Kienast, Manilla – For celebrating her 82nd birthday.
- 2000\63 Loretta Myers, Waucoma – For celebrating her 90th birthday.

- 2000\64 Bernita Reed, Waucoma – For celebrating her 80th birthday.
- 2000\65 Pastor Harold O. Bomhoff, Oelwein – For celebrating the 70th anniversary of his ordination in the Lutheran ministry.
- 2000\66 Lorene and Herbert Rix, Sac City – For celebrating their 55th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2002

Judiciary: Jager, Chair; Kreiman and Larson.

House File 37 Reassigned

Environmental Protection: Drake, Chair; Gipp and Greimann.

House File 265 Reassigned

Environmental Protection: Brunkhorst, Chair; Alons and Greimann.

House File 541 Reassigned

Environmental Protection: Cormack, Chair; Boggess and Greimann.

House File 2009

Judiciary: Shey, Chair; Parmenter and Sukup.

House File 2026

Judiciary: Shey, Chair; Millage and Parmenter.

House File 2030

Judiciary: Millage, Chair; Kreiman and Shey.

House File 2031

Judiciary: Sukup, Chair; Parmenter and Shey.

House File 2036

Judiciary: Thomson, Chair; Raecker and Shoultz.

House File 2037

Agriculture: Welter, Chair; Baudler and Fallon.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 513

Commerce and Regulation: Bradley, Chair; Drees and Hoffman.

House Study Bill 514

Commerce and Regulation: Hoffman, Chair; Osterhaus and Shey.

House Study Bill 515

Judiciary: Kreiman, Chair; Larson and Thomson.

House Study Bill 516

Commerce and Regulation: Shey, Chair; Holmes and Holveck.

House Study Bill 517

Agriculture: Drake, Chair; Johnson and Mundie.

House Study Bill 518

Agriculture: Drake, Chair; Johnson and Mundie.

House Study Bill 519

Natural Resources: Alons, Chair; Rayhons and Scherrman.

House Study Bill 520

Natural Resources: Brauns, Chair; Richardson and Weidman.

House Study Bill 521

Natural Resources: Weidman, Chair; Baudler and May.

House Study Bill 525

State Government: Gipp, Chair; Arnold, Chiodo, Jager, Jochum, O'Brien and Van Engelenhoven.

House Study Bill 526

Judiciary: Thomson, Chair; Davis and Shoultz.

House Study Bill 527

Judiciary: Kettering, Chair; Boddicker and Parmenter.

House Study Bill 528

Judiciary: Sukup, Chair; Kreiman and Shey.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 529 Judiciary

Relating to the exceptions to the requirement of holding a hearing in a dissolution of marriage action.

H.S.B. 530 Judiciary

Relating to state criminal jurisdiction and to the crimes of escape and absence from custody.

H.S.B. 531 Judiciary

Providing for the revocation of the naming of a spouse as beneficiary of an insurance contract after a divorce or dissolution of marriage.

H.S.B. 532 Judiciary

Relating to the sex offender registry, and criminal penalties and providing an effective date.

H.S.B. 533 Environmental Protection

Providing for the registration of environmental auditors.

RESOLUTION FILED

HR 101, by Baudler, a resolution honoring Mr. Steve Lose for his heroism in assisting the Iowa State Patrol.

Laid over under **Rule 25**.

On motion by Rants of Woodbury the House adjourned at 10:14 a.m., until 8:45 a.m., Wednesday, January 19, 2000.

JOURNAL OF THE HOUSE

Tenth Calendar Day - Seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 19, 2000

The House met pursuant to adjournment at 8:45 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Nemmers, pastor of Saylorville Baptist Church, Des Moines.

The Journal of Tuesday, January 18, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Boal of Polk, from twenty-nine constituents favoring House File 2003, relating to the incorporation of a practical demonstration component in an examination to obtain licensure as a practitioner of cosmetology arts and sciences.

INTRODUCTION OF BILLS

House File 2054, by Davis, a bill for an act prohibiting persons from riding and prohibiting operators from allowing persons to ride in any area of a motor vehicle unintended for the seating of passengers and providing a penalty.

Read first time and referred to committee on **transportation**.

House File 2055, by Heaton, a bill for an act relating to the certified school to career program.

Read first time and referred to committee on **education**.

House File 2056, by Davis, a bill for an act relating to the unemployment compensation contribution rate table applied to certain smaller employers.

Read first time and referred to committee on **labor and industrial relations**.

House File 2057, by Thomas, a bill for an act relating to the allowable deductions in the determination of eligibility for medical assistance for an institutionalized individual.

Read first time and referred to committee on **human resources**.

House File 2058, by Kettering and Brunkhorst, a bill for an act relating to the distribution of revenues collected from the imposition of the local option school infrastructure sales and services tax by counties and including effective and applicability dates.

Read first time and referred to committee on **ways and means**.

House File 2059, by Johnson, D. Taylor, Huseman, Baudler, Rayhons, Lord, Alons, Barry, Thomson, Carroll, Sukup, Teig, Arnold, Gipp, Brauns, Heaton, Drake, Metcalf, Grundberg, Martin, Davis, Nelson-Forbes, Boggess, Greiner, Hoffman, Larson, Boddicker, Blodgett, Van Fossen, Hahn, Dolecheck, Bradley, Jacobs, Eddie, Jager, Boal, Raecker, Kettering, Brunkhorst, Jenkins, Holmes, Van Engelenhoven, Siegrist, Dix, Hansen, Cormack, Garman, Horbach, Rants, Klemme, Tyrrell, Sunderbruch, Weidman, Millage, Welter, Houser, Shey, Bell, Bukta, Cataldo, Chiodo, Cohoon, Connors, Doderer, Dotzler, Drees, Falck, Fallon, Foege, Ford, Frevert, Greimann, Holveck, Huser, Jochum, Kreiman, Kuhn, Larkin, Mascher, May, Mertz, Mundie, Murphy, Myers, O'Brien, Osterhaus, Parmenter, Reynolds, Richardson, Scherrman, Schrader, Shoultz, Stevens, T. Taylor, Thomas, Warnstadt, Weigel, Whitead, Wise, and Witt, a bill for an act making an appropriation to the commission of veterans affairs for a contribution toward the construction of a national World War II memorial.

Read first time and referred to committee on **appropriations**.

On motion by Rants of Woodbury, the House was recessed at 8:50 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:00 p.m., Speaker Siegrist in the chair.

ADOPTION OF HOUSE RESOLUTION 101

Rants of Woodbury asked and received unanimous consent for the immediate consideration of House Resolution 101, a resolution honoring Mr. Steve Lose for his heroism in assisting the Iowa State Patrol.

Baudler of Adair moved the adoption of House Resolution 101.

The motion prevailed and the resolution was adopted.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

A report on our successful use of "home telemedicine" in the Indigent Patient Care Program, pursuant to Chapter 205.14, 1999 Acts of the Seventy-eighth General Assembly.

The Five-Year Capitol Building Program Report for Fiscal Years 2001-2005, pursuant to Chapter 262A.3, Code of Iowa.

CIVIL RIGHTS COMMISSION

The Annual Savings Report on ICN Usage for Fiscal Year 1999, pursuant to Chapter 8D.10, Code of Iowa.

DEPARTMENT OF COMMERCE

A report on savings incurred from using the Iowa Communications Network, pursuant to Chapter 8D.10, Code of Iowa.

DEPARTMENT OF CORRECTIONS

The Intermediate Criminal Sanctions Reports from Judicial Districts 1 and 3, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

Fifth Judicial District

The Intermediate Sanctions Program Implementation Report, pursuant to Chapter 901B, Code of Iowa.

Second Judicial District

A report regarding the implementation of an Intermediate Sanctions Program, pursuant to Chapters 901B.2 and 901B.3, Code of Iowa.

Sixth Judicial District

The Intermediate Criminal Sanctions Policy Group Overview, pursuant to Chapter 901B.1, Code of Iowa.

DEPARTMENT OF ELDER AFFAIRS

The Annual Report of the Long Term Care Resident Advocate/Ombudsman Program, pursuant to Chapter 231.42, Code of Iowa.

DEPARTMENT OF NATURAL RESOURCES

A report regarding the results of the Toxic Cleanup Day events for calendar year 1999 and the Regional Collection Center Program accomplishments in Fiscal Year 1999, pursuant to Chapter 455F.8, Code of Iowa.

The 2000 Iowa Comprehensive Energy Plan Update, pursuant to Chapter 473.7, Code of Iowa.

DEPARTMENT OF PUBLIC HEALTH

The 1999 Iowa Child Death Review Team Report, pursuant to Chapter 135.43, Code of Iowa.

DEPARTMENT OF TRANSPORTATION

An Annual Report certifying the identified savings associated with the state agency's use of the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

IOWA WORKFORCE DEVELOPMENT

The Annual Report for the period ending June 30, 1999, pursuant to Chapter 7B.3(10), Code of Iowa.

LEGISLATIVE SERVICE BUREAU

The Final Report of the Campaign Finance Legislative Commission, pursuant to Chapter 136, 1999 Acts of the Seventy-eighth General Assembly.

The Final Report of the Condominium Property Taxation Study Committee, pursuant to Chapter 499B, Code of Iowa.

The Final Report of the OWI Course Requirements Study Committee, pursuant to Chapter 201.19, Code of Iowa.

LEWIS AND CLARK RURAL WATER SYSTEM, INC.

The Annual Report, pursuant to Chapter 204.18, 1999 Acts of the Seventy-eighth General Assembly.

STATE PSEUDORABIES ADVISORY COMMITTEE

The Annual Report, pursuant to Chapter 166D.3, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\67 Arlene and John "Jack" Holst, DeWitt – For celebrating their 50th wedding anniversary.
- 2000\68 Dennis Wulf, Principal, Norwalk – For receiving the 1999 Milken Family Foundation National Educator Award.
- 2000\69 Bruce Ritchie, Indianola – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\70 Jack, Bill and Jim Ruzicka, Marble Rock – For being named 1999 Iowa Master Pork Producers.
- 2000\71 Martha Vogt, Reinbeck – For celebrating her 95th birthday.
- 2000\72 Julia Pearce, Grinnell – For celebrating her 95th birthday.
- 2000\73 Jeanne and Russell Gosselink, Lynnville – For celebrating their 55th wedding anniversary.
- 2000\74 Mary Ruth and Lyle Routier, Grinnell – For celebrating their 50th wedding anniversary.
- 2000\75 Hazel and Ernest Swanson, Malcom – For celebrating their 60th wedding anniversary.
- 2000\76 Wilma and Keith Vosburg, Grinnell – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 275 Reassigned

Appropriations: Garman, Chair; Barry and Bell.

House File 463 Reassigned

Appropriations: Heaton, Chair; Nelson-Forbes and Wise.

House File 528 Reassigned

Appropriations: Cormack, Chair; Barry and Warnstadt.

House File 587 Reassigned

Appropriations: Cormack, Chair; Barry and Warnstadt.

House File 606 Reassigned

Appropriations: Dix, Chair; Cormack and Warnstadt.

House File 610 Reassigned

Appropriations: Barry, Chair; Heaton and Mascher.

House File 625 Reassigned

Appropriations: Hansen, Chair; Boggess and Wise.

House File 641 Reassigned

Appropriations: Horbach, Chair; Cormack and Warnstadt.

House File 717

Labor and Industrial Relations: Larson, Chair; Dolecheck and T. Taylor.

House File 722

Labor and Industrial Relations: Horbach, Chair; Dolecheck and Murphy.

House File 724 Reassigned

Appropriations: Millage, Chair; Cormack and Mascher.

House File 756

Appropriations: Heaton, Chair; Nelson-Forbes and Wise.

House File 759

Appropriations: Hansen, Chair; Dix and Wise.

House File 2014

Ways and Means: Van Fossen, Chair; Drake and Shoultz.

House File 2018

Education: Dolecheck, Chair; Boal and Falck.

House File 2019

Appropriations: Millage, Chair; Jacobs and Warnstadt.

House File 2021

Education: Eddie, Chair; Brunkhorst and Warnstadt.

House File 2023

Environmental Protection: Gipp, Chair; Alons and Witt.

House File 2024

Ways and Means: Van Fossen, Chair; Drake and Shoultz.

House File 2028

Appropriations: Brunkhorst, Chair; Falck and Heaton.

House File 2029

Education: Grundberg, Chair; Carroll and Wise.

House File 2035

Education: Carroll, Chair; Brunkhorst and Mascher.

House File 2038

Appropriations: Hansen, Chair; Barry and T. Taylor.

House File 2053

Labor and Industrial Relations: Hoffman, Chair; Dotzler and Raecker.

House File 2056

Labor and Industrial Relations: Hoffman, Chair; Dotzler and Raecker.

House File 2058

Ways and Means: Van Fossen, Chair; Drake and Shoultz.

House File 2059

Appropriations: Gipp, Chair; Cormack and Warnstadt.

Senate File 232 Reassigned

Appropriations: Hansen, Chair; Nelson-Forbes and Wise.

Senate File 324 Reassigned

Commerce and Regulation: Metcalf, Chair; Bradley and Cataldo.

Senate File 430 Reassigned

Appropriations: Millage, Chair; Cormack and Murphy.

Senate File 476 Reassigned

Appropriations: Cormack, Chair; Greiner and Huser.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 508

Human Resources: Boddicker, Chair; Boal and Kreiman.

House Study Bill 529

Judiciary: Boddicker, Chair; Parmenter and Shey.

House Study Bill 530

Judiciary: Jager, Chair; Davis and Kreiman.

House Study Bill 531

Judiciary: Boddicker, Chair; Holveck and Millage.

House Study Bill 532

Judiciary: Sunderbruch, Chair; Doderer and Millage.

House Study Bill 533

Environmental Protection: Bradley, Chair; Gipp and Witt.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 534 Appropriations

Relating to energy conservation including making appropriations of petroleum overcharge funds.

H.S.B. 535 Appropriations

Appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and providing an effective date.

H.S.B. 536 State Government

Relating to regulatory duties of the department of inspections and appeals including those related to hotel inspections and food establishment and food service establishment inspections and licensing fees.

H.S.B. 537 State Government

Relating to regulatory duties of the department of inspections and appeals related to games of skill or chance and raffles and appropriating certain fees to the department.

H.S.B. 538 State Government

Relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division.

On motion by Rants of Woodbury the House adjourned at 1:12 p.m., until 8:45 a.m., Thursday, January 20, 2000.

JOURNAL OF THE HOUSE

Eleventh Calendar Day - Eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 20, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Dr. James R. Newby, pastor of Plymouth Congregational Church, Des Moines.

The Journal of Wednesday, January 19, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Carroll of Poweshiek, until his arrival, on request of Rants of Woodbury.

INTRODUCTION OF BILLS

House File 2060, by Murphy, Greimann, Warnstadt, Richardson, Frevert, Bukta, Holveck, Mascher, Falck, and Mertz, a bill for an act relating to educational standards and waivers for school districts and accredited nonpublic schools.

Read first time and referred to committee on **education**.

House File 2061, by Reynolds, a bill for an act making a standing appropriation to the school budget review committee to provide school transportation assistance aid to certain school districts.

Read first time and referred to committee on **appropriations**.

House File 2062, by Hahn, a bill for an act relating to responsibilities of a guardian in procuring professional services for a ward with a physical or mental disability which do not require prior court approval.

Read first time and referred to committee on **judiciary**.

House File 2063, by Reynolds, a bill for an act relating to eligibility for a military service property tax exemption by all veterans serving on active duty.

Read first time and referred to committee on **ways and means**.

The House stood at ease at 8:54 a.m., until the fall of the gavel.

The House resumed session at 9:16 a.m., Speaker pro tempore Sukup in the chair.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

House File 2059, a bill for an act making an appropriation to the commission of veterans affairs for a contribution toward the construction of a national World War II memorial.

Fiscal Note is not required.

Recommended **Do Pass** January 19, 2000.

RULES SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend the rules for the immediate consideration of House File 2059.

CONSIDERATION OF BILL Appropriations Calendar

House File 2059, a bill for an act making an appropriation to the commission of veterans affairs for a contribution toward the construction of a national World War II memorial, was taken up for consideration.

Johnson of Osceola moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2059)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boggess
Bradley	Brauns	Brunkhorst	Bukta
Cataldo	Chiodo	Cohoon	Cormack
Davis	Dix	Doderer	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Ford
Frevert	Garman	Gipp	Greimann
Greiner	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 7:

Boddicker	Carroll	Connors	Grundberg
Jacobs	Taylor, T.	Weigel	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that House File 2059 be immediately messaged to the Senate.

HOUSE FILE 2055 REREFERRED

The Speaker announced that House File 2055, previously referred to committee on **education** was rereferred to committee on **economic development**.

SPONSORS ADDED

Davis of Wapello requested to be added as a sponsor of House Files 2018, 2020, 2021, 2022, 2023, 2025, 2026, 2028, 2029, 2030, 2031, 2032, 2034, 2038 and 2041.

(House File 6)

Shey of Linn requested to be added as a sponsor of House File 6.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Thursday, January 20, 2000. Had I been present, I would have voted "aye" on House File 2059.

CARROLL of Poweshiek

I was necessarily absent from the House chamber on Thursday, January 20, 2000. Had I been present, I would have voted "aye" on House File 2059.

JACOBS of Polk

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\77 Leora and Charles Hodgden, Mt. Vernon – For celebrating their 60th wedding anniversary.

- 2000\78 La Verne and Adolph Walters, Oxford – For celebrating their 50th wedding anniversary.
- 2000\79 Dixie and Bill Burns, Prairie City – For celebrating their 50th wedding anniversary.
- 2000\80 Doreen and Kent Pliner, Otho – For being named 1999 Iowa Master Pork Producers.
- 2000\81 Kris and David Keene, Hartley – For being named 1999 Iowa Master Pork Producers.

SUBCOMMITTEE ASSIGNMENTS

House File 5 Reassigned

Ways and Means: Holmes, Chair; Jager and Myers.

House File 738

Ways and Means: Larson, Chair; Lord and Weigel.

House File 2033

Appropriations: Gipp, Chair; Cormack and Warnstadt.

House File 2054

Transportation: Eddie, Chair; Brauns and Drees.

Senate File 477

Ways and Means: Drake, Chair; Houser and Kuhn.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 536

State Government: Jager, Chair; Chiodo and Gipp.

House Study Bill 537

State Government: Arnold, Chair; Brauns, Cataldo, Holmes and T. Taylor.

House Study Bill 538

State Government: Van Engelenhoven, Chair; Houser and O'Brien.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 539 Education

Relating to the authority of the board of educational examiners over certification and licensing of para-educators and practitioners.

H.S.B. 540 Ways and Means

Proposing an amendment to the Constitution of the State of Iowa relating to the power of the people to affirm or reject Acts of the General Assembly relating to the individual income tax or sales or use tax.

H.S.B. 541 Labor and Industrial Relations

Relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, the location of hearings, and the approval of related liens.

On motion by Rants of Woodbury the House adjourned at 9:34 a.m., until 9:30 a.m., Friday, January 21, 2000.

JOURNAL OF THE HOUSE

Twelfth Calendar Day - Ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 21, 2000

The House met pursuant to adjournment at 9:33 a.m., Cormack of Webster in the chair.

Prayer was offered by the Honorable Dwayne Alons, state representative from Sioux County.

The Journal of Thursday, January 20, 2000 was approved.

INTRODUCTION OF BILLS

House File 2064, by Gipp and Warnstadt, a bill for an act relating to including certain school district bond issues under the Iowa economic development bond bank program.

Read first time and referred to committee on **state government**.

House File 2065, by Dix, a bill for an act providing for the payment of court-appointed interpreters for the deaf and hard-of-hearing.

Read first time and referred to committee on **judiciary**.

House File 2066, by Jager, a bill for an act providing that the course for drinking drivers shall be taught by community colleges and licensed substance abuse programs, and making related changes.

Read first time and referred to committee on **transportation**.

House File 2067, by Jenkins, a bill for an act providing an automatic excuse from jury duty for older persons.

Read first time and referred to committee on **judiciary**.

House File 2068, by Martin and Connors, a bill for an act relating to a midwest interstate passenger rail compact.

Read first time and referred to committee on **state government**.

House File 2069, by Davis, a bill for an act providing retirement benefits to local jailers as a member of a protection occupation under the Iowa public employees' retirement system.

Read first time and referred to committee on **state government**.

House File 2070, by Davis, Martin, and Barry, a bill for an act relating to domestic abuse between persons in a dating relationship and providing penalties.

Read first time and referred to committee on **judiciary**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2059, a bill for an act making an appropriation to the commission of veterans affairs for a contribution toward the construction of a national World War II memorial.

MICHAEL E. MARSHALL, Secretary

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF MANAGEMENT

The Contract Compliance Report for Fiscal Year 1999, pursuant to Chapter 19B.7, Code of Iowa.

DEPARTMENT OF NATURAL RESOURCES

The Annual Report which describes the condition of the Hazardous Waste Remedial Fund and a report on the sites in the Registry of Hazardous Waste or Hazardous Substance Disposal Sites, pursuant to Chapters 455B.425 and 455B.427, Code of Iowa.

STATE LIBRARY OF IOWA

The Fiscal Year 1999 Annual Report – use of Iowa Communications Network, pursuant to Chapter 8D.10, Code of Iowa.

On motion by Johnson of Osceola the House adjourned at 9:35 a.m., until 10:00 a.m., Tuesday, January 25, 2000.

JOURNAL OF THE HOUSE

Sixteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 25, 2000

The House met pursuant to adjournment at 10:12 a.m., Speaker Siegrist in the chair.

Prayer was offered by the Honorable Ralph Klemme, state representative from Plymouth County.

The Journal of Friday, January 21, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Ralph Klemme, state representative from Plymouth County.

INTRODUCTION OF BILLS

House File 2071, by Kreiman, a bill for an act relating to the payment of court-appointed counsel in guardianship and conservator proceedings.

Read first time and referred to committee on **judiciary**.

House File 2072, by T. Taylor, a bill for an act relating to railroads by providing for a minimum number of persons on a train crew, requiring trauma counseling and leave for railroad employees involved in certain railroad accidents, providing for close clearance warning devices and hours of service for drivers, and providing penalties.

Read first time and referred to committee on **transportation**.

ADOPTION OF SUPPLEMENTAL REPORT OF THE COMMITTEE ON MILEAGE

Eddie of Buena Vista called up for consideration the supplemental report of the committee on mileage, found on page 78 of the House Journal and moved its adoption.

The motion prevailed and the report was adopted.

HOUSE FILE 2033 WITHDRAWN

Johnson of Osceola asked and received unanimous consent to withdraw House File 2033 from further consideration by the House.

On motion by Rants of Woodbury, the House was recessed at 10:20 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:10 p.m., Speaker pro tempore Sukup in the chair.

LEGISLATIVE COUNCILS AND COMMITTEES

Due to resignations the committees are appointed as follows:

LEGISLATIVE COUNCIL

Representative Brent Siegrist
Representative Steve Sukup
Representative Christopher Rants
Representative David Schrader
Representative David Millage
Representative Pat Murphy
Representative John Connors
Representative Chuck Gipp
Representative Betty Grundberg
Representative Libby Jacobs
Representative Pam Jochum
Representative Dolores Mertz

ADMINISTRATION

Representative Steve Sukup
Representative Libby Jacobs
Representative Pam Jochum

CAPITAL PROJECTS

Representative Chuck Gipp
Representative Betty Grundberg
Representative Pam Jochum
Representative David Millage
Representative Pat Murphy

FISCAL

Representative Libby Jacobs
Representative David Millage
Representative Pat Murphy
Representative Don Shultz
Representative James Van Fossen

INTERNATIONAL RELATIONS

Representative Paul Bell
Representative Minnette Doderer
Representative Jack Drake
Representative Chuck Gipp
Representative Jane Greimann
Representative Libby Jacobs
Representative Willard Jenkins
Representative Scott Raecker
Representative Paul Scherrman

SERVICE

Representative John Connors
Representative Christopher Rants
Representative Steve Sukup

STUDIES

Representative Chuck Gipp
Representative Dolores Mertz
Representative Christopher Rants
Representative David Schrader
Representative Brent Siegrist

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 25th day of January, 2000: House File 2059.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 18, 2000, he approved and transmitted to the Secretary of State the following bill:

House File 2039, an act relating to state budgetary matters by providing for reductions and supplementation of appropriations for the fiscal year beginning July 1, 1999, transferring, crediting, and appropriating certain moneys, and providing effective dates.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

BOARD OF REGENTS

The Strategic Planning Budget Requests for Fiscal Years 2000-2001, pursuant to Chapter 262.64A, Code of Iowa.

DEPARTMENT OF CORRECTIONS

The Intermediate Criminal Sanctions Reports from Judicial Districts 1 and 3, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

The funding sources for Inmate Vocational and Educational Programs Report, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF HUMAN SERVICES

A report from the State County Management Committee, pursuant to Chapter 160.3, 1999 Acts of the Seventy-eighth General Assembly.

A report containing the recommendations on the Allowed Growth Factor Adjustment and recommendations on changes to the Incentives and Efficiency Fund, pursuant to Chapters 331.439(3) and 331.424A(1), Code of Iowa.

DEPARTMENT OF PUBLIC HEALTH

A Comprehensive Review of the Certificate of Need Program, pursuant to Chapter 93.11, 1997 Acts of the Seventy-seventh General Assembly.

DEPARTMENT OF PUBLIC SAFETY

A cellular telephone study, pursuant to Chapter 202.11, 1999 Acts of the Seventy-eighth General Assembly.

IOWA WORKFORCE DEVELOPMENT

The 1999 Annual Report, pursuant to Chapter 8D.10, Code of Iowa.

SUPREME COURT

The Enhanced Court Collections Fund and the Court Technology Fund, pursuant to Chapter 202.12(j), Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\82 Dorothy and Charles Schmidt, Davenport – For celebrating their 61st wedding anniversary.
- 2000\83 Dorothy Schmidt, Davenport – For celebrating her 90th birthday.
- 2000\84 Mr. and Mrs. Richard Davis, Norwalk – For celebrating their 50th wedding anniversary.
- 2000\85 Mr. and Mrs. Glen Wilson, Indianola – For celebrating their 50th wedding anniversary.
- 2000\86 Mr. and Mrs. Boyd Woods, Indianola – For celebrating their 56th wedding anniversary.
- 2000\87 Mr. and Mrs. Leonard Graham, Norwalk – For celebrating their 60th wedding anniversary.
- 2000\88 Noah Daley, Waukon – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\89 Frances Klostermann, Dyersville – For celebrating her 105th birthday.
- 2000\90 Mildred Kullmer, La Porte City – For celebrating her 90th birthday.
- 2000\91 Lyle Luers, Truro – For celebrating his 90th birthday.
- 2000\92 Bernadine Jettre, Lytton – For celebrating her 80th birthday.
- 2000\93 Marge and Art Pender, Schaller – For celebrating their 60th wedding anniversary.
- 2000\94 Mary Margaret and Clayton Schroeder, Wall Lake – For celebrating their 50th wedding anniversary.

- 2000\95 Shirley and Roy Hemer, Arthur – For celebrating their 50th wedding anniversary.
- 2000\96 Pauline Pitkin Roman, Anthon – For celebrating her 100th birthday.
- 2000\97 Roselle Kuhlmann, Holstein – For celebrating her 95th birthday.
- 2000\98 Richard Brosamle, Holstein – For celebrating his 90th birthday.
- 2000\99 Lillian Wellendorf, Ida Grove – For celebrating her 90th birthday.
- 2000\100 Lilly Helmbrecht, Lytton – For celebrating her 86th birthday.
- 2000\101 Ed Krueger, Danbury – For celebrating his 85th birthday.
- 2000\102 Vivian McCorkle, Sac City – For celebrating her 85th birthday.
- 2000\103 LaVinna Wiese, Cushing – For celebrating her 80th birthday.
- 2000\104 Shirley and Francis Keegan, La Porte City – For celebrating their 50th wedding anniversary.
- 2000\105 William J. Ritenour, Preston – For celebrating his 100th birthday.
- 2000\106 Pat and William O'Donnell, Maquoketa – For celebrating their 50th wedding anniversary.
- 2000\107 Irene and Leo Trenkamp, Preston – For celebrating their 50th wedding anniversary.
- 2000\108 Jackson County Public Hospital, Maquoketa – For being named one of America's Top 100 Hospitals.

SUBCOMMITTEE ASSIGNMENTS

House File 2048

Human Resources: Boddicker, Chair; Davis and Kreiman.

House File 2057

Human Resources: Brunkhorst, Chair; Greimann and Hahn.

House File 2072

Transportation: Eddie, Chair; Larkin and Weidman.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 542 Local Government

Relating to the appointment of emergency management coordinators.

H.S.B. 543 Transportation

Prohibiting motor vehicle manufacturers, distributors, wholesalers, and importers from being licensed as, owning an interest in, operating, or controlling a motor vehicle dealer, providing exceptions, and making a penalty applicable.

H.S.B. 544 State Government

Relating to the department of public defense by changing the number and qualifications of general officers in the Iowa national guard and increasing the membership of the emergency response commission and providing an effective date.

H.S.B. 545 State Government

Relating to campaign finance law and providing penalties.

H.S.B. 546 Human Resources

Relating to the designation of physicians as eligible providers under the medical assistance program.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 2037), an act relating to health certificate requirements for breeding bulls and making penalties applicable.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 25, 2000.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 143), an act adopting the nurse licensure compact, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 25, 2000.

AMENDMENT FILED

H—8005 H.F. 392 Thomas of Clayton
Sunderbruch of Scott

On motion by Rants of Woodbury the House adjourned at 1:12 p.m., until 8:45 a.m., Wednesday, January 26, 2000.

JOURNAL OF THE HOUSE

Seventeenth Calendar Day - Eleventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 26, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Alan Hazelton, pastor of First Assembly of God, Harlan.

The Journal of Tuesday, January 25, 2000 was approved.

INTRODUCTION OF BILLS

House File 2073, by Garman, Davis, Millage, Jager and Cormack, a bill for an act providing for crediting of telephone rebates for inmates of correctional institutions to the general fund of the state.

Read first time and referred to committee on **judiciary**.

House File 2074, by Nelson-Forbes, a bill for an act relating to the powers and duties of the adjutant general by providing uniformed honor guards at burial, interment, or memorial services of military veterans.

Read first time and referred to committee on **state government**.

House File 2075, by Alons, a bill for an act relating to certification requirements for the application of substances typically used for crop production by providing that a fee paid by a person as part of a required educational program satisfies fee requirements for family members who concurrently complete the program.

Read first time and referred to committee on **agriculture**.

House File 2076, by Bukta, a bill for an act relating to windshield wiper operation and lighted headlamps and making a penalty applicable.

Read first time and referred to committee on **transportation**.

House File 2077, by Boddicker, a bill for an act relating to third-party payment of health care coverage costs for social anxiety disorder.

Read first time and referred to committee on **commerce and regulation**.

House File 2078, by Thomas, a bill for an act relating to the certification of pump installers, creating a well contractor and pump installer certification fund, and appropriating moneys from the fund.

Read first time and referred to committee on **environmental protection**.

House File 2079, by Carroll, a bill for an act relating to a bona fide retirement under the Iowa public employees' retirement system and by eliminating the reemployment earnings limitation for certain teachers.

Read first time and referred to committee on **state government**.

House File 2080, by Grundberg, Hoffman, Hansen, Martin, Davis, Foege, Witt, Cormack, Myers, Huser, Raecker, Mascher, Heaton, Houser, Arnold, Sunderbruch, Barry, Nelson-Forbes, Brauns, Doderer, Fallon, Blodgett, and Reynolds, a bill for an act relating to third-party payment of health care coverage costs for biologically based mental illness treatment services.

Read first time and referred to committee on **commerce and regulation**.

House File 2081, by Metcalf, a bill for an act relating to directional signs visible from the street at polling places.

Read first time and referred to committee on **state government**.

House File 2082, by Carroll, Welter, Larson, Mertz, Huser, Chiodo, Doderer, Rants, Dolecheck, Lord, Johnson, Brunkhorst, and

Siegrist, a bill for an act establishing covenant marriages and providing an effective date.

Read first time and referred to committee on **judiciary**.

House File 2083, by Brunkhorst, a bill for an act relating to teacher shortages by creating a lifetime substitute teacher license and school district contract negotiations for teacher contracts.

Read first time and referred to committee on **education**.

SPECIAL PRESENTATION

Holveck of Polk presented to the House three teachers and three students from Cherkasy School Number 27. They are from Iowa's sister state, Cherkasy, Ukraine, and have spent the last week campaigning for Democratic and Republican candidates, attending political events and observing the caucuses, as a part of a democracy education project.

The House rose and expressed its welcome.

On motion by Speaker Siegrist, the House was recessed at 8:58 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:08 p.m., Speaker Siegrist in the chair.

HOUSE FILE 574 WITHDRAWN

Brauns of Muscatine asked and received unanimous consent to withdraw House File 574 from further consideration by the House.

REPORT OF ADMINISTRATION AND RULES COMMITTEE

MR. SPEAKER: Pursuant to Senate Concurrent Resolution 2, your committee on administration and rules submits the following to be employed in the indicated positions, and at the indicated classification, grades and steps, and the changes in the classification

of the indicated officers and employees to be effective on the date indicated:

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Assistant Sergeant-at-Arms	Maynard L. Boatwright	14-2 to 14-3	S-O	02-18-00
Doorkeeper	Marvin Hollingshead	11-4 to 11-5	S-O	02-18-00
Confidential Secretary II to Chief Clerk	Betty M. Soener	32-2 to 32-3	P-FT	01-21-00
Legislative Secretary	Judith K. Elliott	16-1 to 16-2	S-O	02-04-00
Legislative Secretary	Ann I. Ihm	16-1 to 17-1	S-O	01-10-00
Legislative Secretary	John F. Kiernan	16-2	S-O	01-11-00
Legislative Committee Secretary	Betty C. Millen	17-6 to 15-6	S-O	01-10-00
Legislative Committee Secretary	Craig R. Robinson	17-1	S-O	01-25-00

CARROLL of Poweshiek, Chair

SENATE FILE 466 REREFERRED

The Speaker announced that Senate File 466, previously referred to committee on **ways and means** was rereferred to committee on **agriculture**.

SPONSOR ADDED (House File 2072)

Davis of Wapello requested to be added as a sponsor of House File 2072.

SPONSORS WITHDRAWN
(House File 2080)

Arnold of Lucas requested to be withdrawn as a sponsor of House File 2080.

Sunderbruch of Scott requested to be withdrawn as a sponsor of House File 2080.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on January 20, 2000. Had I been present, I would have voted "aye" on House File 2059.

WEIGEL of Chickasaw

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Adult Orientation and Adjustment Center students from the Iowa Department for the Blind, Des Moines, accompanied by Orientation Center instructors. By Connors of Polk.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

IOWA LAW ENFORCEMENT ACADEMY

The Annual Report for Fiscal Year 1999, pursuant to Chapter 80B.10, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\109 Martha and Gene Miller, Pleasant Hill – For celebrating their 50th wedding anniversary.
- 2000\110 Edna and Clifford Lee, Onawa – For celebrating their 60th wedding anniversary.
- 2000\111 Josephine and Ramon Lingle, Manilla – For celebrating their 50th wedding anniversary.
- 2000\112 Irene and Harry Sachau, Denison – For celebrating their 64th wedding anniversary.
- 2000\113 Dorothy Neddermeyer, Charter Oak – For celebrating her 80th birthday.
- 2000\114 Herbert Sievers, Charter Oak – For celebrating his 90th birthday.
- 2000\115 Alice and Le Roy Naig, Graettinger – For celebrating their 50th wedding anniversary.
- 2000\116 Edith and Donald “Dutch” Forsythe, Independence – For celebrating their 50th wedding anniversary.
- 2000\117 Delores and Pete Amfahr, Independence – For celebrating their 50th wedding anniversary.
- 2000\118 Raymond Lundry, Oelwein – For celebrating his 80th birthday.
- 2000\119 Evelyn Arthur, Maynard – For celebrating her 80th birthday.
- 2000\120 Kathryn Pint, Jesup – For celebrating her 80th birthday.
- 2000\121 Helen Shriver, Independence –For celebrating her 100th birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 2055

Economic Development: Heaton, Chair; Dotzler and Horbach.

House File 2061

Appropriations: Millage, Chair; Cormack and Falck.

House File 2066

Transportation: Brauns, Chair; Cohoon and Garman.

House File 2075

Agriculture: Alons, Chair; Johnson and Parmenter.

House File 2076

Transportation: Johnson, Chair; Arnold and Huser.

Senate File 466 Reassigned

Agriculture: Klemme, Chair; Drees and Horbach.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 540**

Ways and Means: Sukup, Chair; Larson and Shultz.

House Study Bill 542

Local Government: Weidman, Chair; Greimann and Welter.

House Study Bill 543

Transportation: Blodgett, Chair; May and Welter.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 547 Education**

Relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

H.S.B. 548 Education

Providing for the utilization of budget enrollment in determining gifted and talented program funding, and providing an effective date.

H.S.B. 549 Transportation

Relating to the use of lights by vehicles on roadways and making penalties applicable.

H.S.B. 550 Ways and Means

Relating to the allocation to Iowa of income earned by an S corporation for purposes of the state individual income tax and including a retroactive applicability date provision.

H.S.B. 551 Ways and Means

Relating to the sales tax charged on the sales of lottery tickets and shares.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 2011), prohibiting body piercing of persons less than eighteen years of age without prior written notarized consent of a parent, providing for injunctive relief, and providing a penalty.

Fiscal Note is not required.

Recommended **Do Pass** January 25, 2000.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House Study Bill 519), changing the name of the forests and forestry division of the department of natural resources to the forests and prairies division and expanding its responsibilities.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 25, 2000.

RESOLUTION FILED

HCR 104, by Alons, a concurrent resolution relating to reform in the United States Department of Justice.

Laid over under **Rule 25**.

On motion by Rants of Woodbury the House adjourned at 1:10 p.m., until 8:45 a.m., Thursday, January 27, 2000.

JOURNAL OF THE HOUSE

Eighteenth Calendar Day - Twelfth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 27, 2000

The House met pursuant to adjournment at 8:53 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend James Van Roekel, pastor of Bethany Reformed Church, Des Moines.

The Journal of Wednesday, January 26, 2000 was approved.

PETITIONS FILED

The following petitions were received and placed on file:

By Bukta of Clinton, from the Clinton County Board of Supervisors favoring mental health parity.

By Garman of Story, from thirty-two constituents favoring House File 2003, an act providing for the incorporation of a special demonstration component in an examination to obtain licensure as a practitioner of cosmetology arts and sciences.

INTRODUCTION OF BILLS

House File 2084, by committee on human resources, a bill for an act prohibiting body piercing of persons less than eighteen years of age without prior written notarized consent of a parent, providing for injunctive relief, and providing a penalty.

Read first time and placed on the **calendar**.

House File 2085, by committee on agriculture, a bill for an act relating to health certificate requirements for breeding bulls and making penalties applicable.

Read first time and placed on the **calendar**.

House File 2086, by Warnstadt, a bill for an act relating to the time period for filing and hearing property taxpayer protests to equalization adjustments.

Read first time and referred to committee on **local government**.

House File 2087, by Richardson, a bill for an act relating to penalties applicable to the crimes of forgery and burglary in the third degree.

Read first time and referred to committee on **judiciary**.

House File 2088, by Reynolds, a bill for an act making changes to the criminal penalty for certain driving while suspended, denied, canceled, or revoked offenses.

Read first time and referred to committee on **judiciary**.

House File 2089, by Doderer, Jochum, Murphy, Carroll, T. Taylor, Myers, Davis, Brunkhorst, and Dotzler, a bill for an act providing unemployment compensation benefits to individuals who quit employment due to domestic violence.

Read first time and referred to committee on **labor and industrial relations**.

House File 2090, by committee on natural resources, a bill for an act changing the name of the forests and forestry division of the department of natural resources to the forests and prairies division and expanding its responsibilities.

Read first time and placed on the **calendar**.

House File 2091, by Reynolds, a bill for an act relating to penalties for juveniles who drive while driving privileges are suspended for possession of alcohol.

Read first time and referred to committee on **judiciary**.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Nine honor students from Iowa Lakes Community College, Estherville and Emmetsburg, accompanied by Steph Schoening, Doug Lietz and Ann Wimer. By Stevens of Dickinson.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\122 Jason Neumeyer, Bedford – For celebrating his 91st birthday.
- 2000\123 Kathryn and Floyd Pint, Jesup – For celebrating their 60th wedding anniversary.
- 2000\124 Frank Spear, Indianola – For celebrating his 100th birthday.
- 2000\125 Donald Jon Busby, Mt. Pleasant – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\126 Marcella and Bob Gustafson, Clinton – For celebrating their 50th wedding anniversary.
- 2000\127 Rosemary and Earl Anspach, Clinton – For celebrating their 55th wedding anniversary.
- 2000\128 Vivian Grace Houseman, Clinton – For celebrating her 90th birthday.
- 2000\129 Wilma Goodman, Winterset – For celebrating her 80th birthday.
- 2000\130 Florence and Elmer Heckt, Dysart – For celebrating their 70th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 101 Reassigned

Human Resources: Carroll, Chair; Blodgett and Murphy.

House File 2045

Human Resources: Blodgett, Chair; Hahn and Witt.

House File 2050

Education: Boal, Chair; Boddicker and Warnstadt.

House File 2052

Education: Brunkhorst, Chair; Falck and Thomson.

House File 2080

Commerce and Regulation: Hansen, Chair; Hoffman and Osterhaus.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 539

Education: Brunkhorst, Chair; Mascher and Sunderbruch.

House Study Bill 541

Labor and Industrial Relations: Horbach, Chair; Hoffman and T. Taylor.

House Study Bill 547

Education: Grundberg, Chair; Dolecheck and Wise.

House Study Bill 548

Education: Grundberg, Chair; Lord and Thomas.

House Study Bill 549

Transportation: Johnson, Chair; Arnold and Huser.

House Study Bill 550

Ways and Means: Larson, Chair; Teig and Weigel.

House Study Bill 551

Ways and Means: Holmes, Chair; Jenkins and Jochem.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 552 Local Government

Relating to the powers and duties of county officers with respect to county warrants.

H.S.B. 553 Local Government

Relating to applications for, the issuance, filing, and recording of marriage licenses, including real property records changed in conjunction with marital name changes, and solemnization of marriage.

H.S.B. 554 Judiciary

Relating to the finding of an indictment or the filing of a trial information for offenses that are subject to the maximum accumulation of good conduct time of fifteen percent of the total sentence of confinement.

H.S.B. 555 Judiciary

Relating to nonsubstantive Code corrections.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House Study Bill 517), affecting eligibility for the beginning farmer loan program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 26, 2000.

On motion by Rants of Woodbury the House adjourned at 9:08 a.m., until 1:00 p.m., Monday, January 31, 2000.

JOURNAL OF THE HOUSE

Twenty-second Calendar Day - Thirteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 31, 2000

The House met pursuant to adjournment at 1:07 p.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Glenn Reynolds, pastor of Christian Life Assembly Church, Norwalk.

The Journal of Thursday, January 27, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Catherine Blades, National American Princess from Iowa; Jaci Grubb, Miss Iowa Pre-teen; Allyson Hovda, Miss Iowa Sweetheart; and Brooke Swift, Miss Iowa Petite Princess.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Mertz of Kossuth on request of Schrader of Marion; Huseman of Cherokee on request of Rants of Woodbury.

SPECIAL PRESENTATION

The Speaker introduced Brooke Swift, Miss Iowa Petite Princess, who offered a poem before the House chamber.

The House rose and expressed its appreciation.

INTRODUCTION OF BILLS

House File 2092, by Scherrman, a bill for an act relating to parental and school notification by law enforcement officers when a child under the age of eighteen violates the operating while intoxicated prohibition or drives with a blood alcohol concentration at or above .02.

Read first time and referred to committee on **judiciary**.

House File 2093, by Kreiman, a bill for an act relating to certain civil commitment procedures.

Read first time and referred to committee on **judiciary**.

House File 2094, by Whitead, Warnstadt, Mascher, and Myers, a bill for an act relating to the designation of a state poison center and making an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2095, by Larson, a bill for an act providing for the refund to a nonprofit hospital of state sales and use tax paid upon the gross receipts of all sales of goods and services to a construction contractor where the goods and services are used under a construction contract for a nonprofit hospital.

Read first time and referred to committee on **ways and means**.

House File 2096, by Dix, a bill for an act relating to an investment tax credit for state individual and corporate tax purposes and including effective and retroactive applicability date provisions.

Read first time and referred to committee on **ways and means**.

House File 2097, by Connors, a bill for an act requiring cities to provide hospitalization and medical attention to members of the municipal fire and police retirement system who retire due to an accidental disability and providing an applicability provision.

Read first time and referred to committee on **state government**.

House File 2098, by Dix and Brunkhorst, a bill for an act relating to Iowa public employees' retirement system coverage and eligibility for benefits for elected officials.

Read first time and referred to committee on **state government**.

House File 2099, by committee on agriculture, a bill for an act affecting eligibility for the beginning farmer loan program, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2100, by Jenkins and Wise, a bill for an act relating to economic development programs and related tax credits.

Read first time and referred to committee on **ways and means**.

House File 2101, by Mundie, a bill for an act relating to the approval of liquor control, beer, and wine licenses by local authorities and providing an applicability date.

Read first time and referred to committee on **local government**.

House File 2102, by Horbach, a bill for an act relating to the population of cities which may post official publications.

Read first time and referred to committee on **local government**.

House File 2103, by Jenkins, a bill for an act limiting the use of cellular telephones while operating a motor vehicle in a congested parking lot and making a penalty applicable.

Read first time and referred to committee on **judiciary**.

House File 2104, by Mascher, a bill for an act relating to allowable earnings from a public employer without reducing a retirement benefit for a retired member of the Iowa public employees' retirement system.

Read first time and referred to committee on **state government**.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 27, 2000, he approved and transmitted to the Secretary of State the following bill:

House File 2059, an act making an appropriation to the commission of veterans affairs for a contribution toward the construction of a national World War II memorial.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF HUMAN RIGHTS Commission on the Status of Women

The 28th Annual Report, pursuant to Chapter 216A.60, Code of Iowa.

DEPARTMENT OF PUBLIC HEALTH

A report on Access to Obstetrical Care in Iowa, pursuant to Chapter 135.11, Code of Iowa.

The 1998 Vital Statistics of Iowa Report, pursuant to Chapter 144.5(5), Code of Iowa.

DEPARTMENT OF TRANSPORTATION

The 1999 Annual Report of the Iowa Railway Finance Authority, pursuant to Chapter 327I.8(6), Code of Iowa.

The Annual Report of Highway Research and Development in Iowa, pursuant to Chapters 310.36 and 312.3A, Code of Iowa.

LEGISLATIVE SERVICE BUREAU

The Final Report of the Aviation Transportation Study Committee, pursuant to Senate File 476.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\131 Margaret Bennett, Lisbon – For celebrating her 90th birthday.

2000\132 Helen L. Bond, Davenport – For celebrating her 85th birthday.

2000\133 Delores and Ernie Riessen, Schleswig – For celebrating their 50th wedding anniversary.

- 2000\134 Vivian and Harry Andersen, Soldier – For celebrating their 50th wedding anniversary.
- 2000\135 Maxine Nielsen, Blencoe – For celebrating her 80th birthday.
- 2000\136 Marie Terwilleger, Manilla – For celebrating her 96th birthday.
- 2000\137 Laura Langholdt, Ricketts – For celebrating her 80th birthday.
- 2000\138 Laura Pinet, Ames – For celebrating her 103rd birthday.
- 2000\139 Mary Jones, Colfax – For celebrating her 100th birthday.
- 2000\140 Freda and Harold Van Der Hart, Prairie City – For celebrating their 50th wedding anniversary.
- 2000\141 Wanneta and Robert Longerbeam, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\142 Marie and Herbert Ogden, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\143 Alma and Charles Clay, Chariton – For celebrating their 50th wedding anniversary.
- 2000\144 Ben Anderson, New Market – For celebrating his 90th birthday.
- 2000\145 Anne E. Baucom, Shenandoah – For celebrating her 90th birthday.
- 2000\146 Thelma E. Clauson, Shenandoah – For celebrating her 87th birthday.
- 2000\147 Crystal Firkens, Corning – For celebrating her 90th birthday.
- 2000\148 Lois Wagoner, Clarinda – For celebrating her 100th birthday.
- 2000\149 John Gomez, Stuart – For celebrating his 80th birthday.
- 2000\150 Lloyd McClurg, Winterset – For celebrating his 90th birthday.
- 2000\151 Frances Arganbright, Guthrie Center – For celebrating her 80th birthday.
- 2000\152 Annabelle Grow, Dawson – For celebrating her 80th birthday.
- 2000\153 Ralph Frantum, Jamaica – For celebrating his 80th birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 18 Reassigned

Judiciary: Shey, Chair; Doderer and Raecker.

House File 31 Reassigned

Judiciary: Shey, Chair; Kreiman and Thomson.

House File 227 Reassigned

Judiciary: Thomson, Chair; Davis and Kreiman.

House File 368 Reassigned

Judiciary: Boddicker, Chair; Kettering and Parmenter.

House File 526 Reassigned

Judiciary: Davis, Chair; Baudler and Shultz.

House File 719

Judiciary: Boddicker, Chair; Kreiman and Raecker.

House File 2032

Ways and Means: Boal, Chair; Jochum and Lord.

House File 2049

Judiciary: Baudler, Chair; Kettering and Kreiman.

House File 2051

Judiciary: Kettering, Chair; Ford and Jager.

House File 2062

Judiciary: Boddicker, Chair; Jager and Kreiman.

House File 2064

State Government: Gipp, Chair; Metcalf and O'Brien.

House File 2065

Judiciary: Millage, Chair; Ford and Thomson.

House File 2067

Judiciary: Jager, Chair; Baudler and Holveck.

House File 2068

State Government: Martin, Chair; Chiodo, Connors, Gipp and Jacobs.

House File 2069

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2070

Judiciary: Shey, Chair; Doderer and Sukup.

House File 2078

Environmental Protection: Boggess, Chair; Drake and Richardson.

House File 2081

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

Senate File 52 Reassigned

Judiciary: Davis, Chair; Baudler and Shoultz.

Senate File 253

Environmental Protection: Kettering, Chair; Brunkhorst and Stevens.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 544

State Government: Arnold, Chair; Bradley and O'Brien.

House Study Bill 545

State Government: Gipp, Chair; Arnold, Chiodo, Jager, Jochum, O'Brien and Van Engelenhoven.

House Study Bill 552

Local Government: Van Engelenhoven, Chair; Arnold and Reynolds.

House Study Bill 553

Local Government: Eddie, Chair; Arnold and Kuhn.

House Study Bill 554

Judiciary: Bell, Chair; Davis and Kettering.

House Study Bill 555

Judiciary: Myers, Chair; Jager and Kettering.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 556 Natural Resources

Relating to the establishment of a wild places program by the state advisory board for preserves and the department of natural resources.

H.S.B. 557 Judiciary

Establishing a procedure for ordering outpatient mental health treatment.

H.S.B. 558 Judiciary

Relating to the criminal penalties for possession of a controlled substance.

H.S.B. 559 Judiciary

Requiring the directors of judicial district departments of correctional services to notify county sheriffs of the names of parolees being supervised in the district.

H.S.B. 560 Judiciary

Relating to recovery of prejudgment interest in relation to an offer to confess judgment.

H.S.B. 561 Judiciary

Relating to actions on certain older claims to real estate.

H.S.B. 562 Judiciary

Relating to the retention of private attorneys by the state.

H.S.B. 563 Judiciary

Relating to notice and the appointment of counsel in guardianship and conservatorship proceedings.

H.S.B. 564 Judiciary

Relating to licensed professionals subject to professional liability actions.

H.S.B. 565 Judiciary

Relating to drug policy coordination, including establishment of a drug policy coordinator, the governor's office of drug control policy, and a drug policy advisory council.

H.S.B. 566 Judiciary

Relating to the rule against perpetuities.

H.S.B. 567 Judiciary

Relating to polygraph examinations of applicants for certain law enforcement or correctional facility positions.

H.S.B. 568 Judiciary

Relating to civil actions by limiting the use of evidence regarding the failure to wear a safety belt; providing for offers of settlement; providing immunity due to misuse, failure to maintain, or alteration of a product; limiting the admissibility of expert testimony; limiting certain multiple or exemplary awards; and including an applicability provision.

H.S.B. 569 Judiciary

Relating to limited partnerships by providing for such partnerships to become limited liability limited partnerships, providing for related matters, and providing an effective date.

H.S.B. 570 Judiciary

Relating to the appearance in court and the release from custody of certain criminal defendants.

H.S.B. 571 Judiciary

Relating to DNA profiling.

H.S.B. 572 Judiciary

Providing for recovery of remedies by persons directly or indirectly injured by certain anticompetitive acts prohibited by law.

H.S.B. 573 Agriculture

To request that the Congress of the United States maintain its commitment to clean air and the ethanol industry, by maintaining the oxygenate requirement in the federal Clean Air Act that promotes the use of ethanol in reformulated gasoline and that Congress and the United States Environmental Protection Agency cooperate in order to implement effective standards.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 543), prohibiting motor vehicle manufacturers, distributors, wholesalers, and importers from being licensed as, owning an interest in, operating, or controlling a motor vehicle dealer, providing exceptions, and making a penalty applicable.

Fiscal Note is not required.

Recommended **Do Pass** January 27, 2000.

On motion by Rants of Woodbury the House adjourned at 1:17 p.m., until 8:45 a.m., Tuesday, February 1, 2000.

JOURNAL OF THE HOUSE

Twenty-third Calendar Day - Fourteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 1, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Louis Jaeger, pastor of St. Henry's Catholic Church, Marshalltown.

The Journal of Monday, January 31, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Huseman of Cherokee on request of Rants of Woodbury.

INTRODUCTION OF BILL

House File 2105, by committee on state government, a bill for an act adopting the nurse licensure compact.

Read first time and placed on the **calendar**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 31, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2036, a bill for an act to repeal the upper Mississippi riverway compact.

MICHAEL E. MARSHALL, Secretary

SPECIAL PRESENTATION

The Honorable John Connors, state representative from Polk County, introduced to the House, Kenneth M. Quinn, Ambassador (retired) and Executive Director of the World Food Prize who addressed the House chamber briefly regarding the World Food Prize recognition day. Ambassador Quinn introduced Nobel Laureate, Dr. Norman Borlaug; John Ruan, chairman of the World Food Prize and John Ruan III, chairman of Agriculture for the Chamber of Commerce; several members of his staff and seven World Food Prize Youth Institute international interns.

John Ruan addressed the House briefly commenting on the need for involvement in the World Food Prize with a growing world population and the greater need for food.

Dr. Borlaug addressed the House regarding the importance of his Iowa roots in producing more food through new technology to alleviate hunger around the world.

The House rose and expressed its welcome and appreciation.

Ambassador Quinn presented to Speaker Siegrist, Majority Leader Rants and Minority Leader Schrader certificates awarding them for their efforts on behalf of the World Food Prize.

SPECIAL PRESENTATION

The Honorable Dan Boddicker, state representative from Cedar County, introduced to the House Mrs. Opal Zesch, who along with her husband Ernest, presented a check for \$10,000 for restoration of the Westward mural in the Capitol. Mr. and Mrs. Zesch are the parents of Julie Livers, Director of the Legislative Information Office of the Legislative Service Bureau. An additional \$5000 was raised Monday evening at a fund raiser for the mural restoration. Representative Boddicker of Cedar thanked his fellow band members, Marijane Euchner, Dave Suri, Mitch Smith and Kevin Garretson for their efforts in helping to make the event a success.

The House rose and expressed its appreciation.

On motion by Rants of Woodbury, the House was recessed at 9:30 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:00 p.m., Gipp of Winneshiek in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 2004, by Dix, a joint resolution to nullify an administrative rule of the department of corrections relating to department personnel observing inmates and providing an effective date.

Read first time and referred to committee on **judiciary**.

House File 2106, by committee on transportation, a bill for an act prohibiting motor vehicle manufacturers, distributors, wholesalers, and importers from being licensed as, owning an interest in, operating, or controlling a motor vehicle dealer, providing exceptions, and making a penalty applicable.

Read first time and placed on the **calendar**.

House File 2107, by Greiner, a bill for an act relating to the installation of ethanol-compatible motor vehicle fuel storage tank equipment.

Read first time and referred to committee on **agriculture**.

House File 2108, by Teig, a bill for an act extending the time period to qualify for certain linked investment programs and providing an effective date.

Read first time and referred to committee on **agriculture**.

House File 2109, by Nelson-Forbes, a bill for an act relating to court appearances for certain scheduled violations and modifying penalties for other scheduled violations.

Read first time and referred to committee on **transportation**.

House File 2110, by Dotzler, a bill for an act relating to the reversion of certain unencumbered moneys received by certain nonprofit corporations created by or in association with the Iowa finance authority and providing an effective date.

Read first time and referred to committee on **economic development**.

House File 2111, by Myers, a bill for an act relating to the procedure for acquisition or disposal of state lands and waters relating to state parks.

Read first time and referred to committee on **natural resources**.

House File 2112, by Davis and Thomson, a bill for an act establishing the offense of criminal voyeurism and providing a penalty.

Read first time and referred to committee on **judiciary**.

House File 2113, by Bradley, a bill for an act relating to eligibility for United States armed forces retired special motor vehicle license plates.

Read first time and referred to committee on **transportation**.

House File 2114, by Wise, a bill for an act relating to development or redevelopment projects under the physical infrastructure assistance program.

Read first time and referred to committee on **economic development**.

House File 2115, by Wise, a bill for an act creating a merchant marine bonus fund and making an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2116, by Klemme, a bill for an act relating to the taxation of capital gains from the compulsory or involuntary sale of land as a result of condemnation proceedings and including an effective and retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2117, by Wise and Cohoon, a bill for an act requesting a legislative study to review the mission, structure, responsiveness, and funding of the area education agencies.

Read first time and referred to committee on **education**.

House File 2118, by Myers, a bill for an act relating to the prosecution of juveniles in district court.

Read first time and referred to committee on **judiciary**.

House File 2119, by Frevert, a bill for an act relating to activities to which a school driver's license applies.

Read first time and referred to committee on **transportation**.

House File 2120, by May, a bill for an act providing for the marketing of livestock by prohibiting price discrimination and providing penalties.

Read first time and referred to committee on **agriculture**.

House File 2121, by T. Taylor, a bill for an act increasing the fine for certain motor vehicle violations relating to railroad crossings.

Read first time and referred to committee on **transportation**.

House File 2122, by Warnstadt, a bill for an act allowing cities and counties to create enterprise zones near modes of transportation.

Read first time and referred to committee on **economic development**.

House File 2123, by Mascher, a bill for an act relating to the disposition of personal property in the lawful possession of a local law enforcement agency.

Read first time and referred to committee on **judiciary**.

House File 2124, by Eddie, a bill for an act relating to the sales and use tax exemption of sales or rentals of bulk seed tenders.

Read first time and referred to committee on **ways and means**.

House File 2125, by Cormack, a bill for an act relating to a temporary exemption from the state sales and use taxes on an annual basis for the sale of clothing and footwear and including an effective date.

Read first time and referred to committee on **ways and means**.

House File 2126, by Baudler, a bill for an act relating to the eligibility of brood mares producing Iowa-foaled race horses.

Read first time and referred to committee on **state government**.

House File 2127, by Gipp, a bill for an act relating to the inclusion of territory in urban renewal areas.

Read first time and referred to committee on **local government**.

SENATE MESSAGE CONSIDERED

Senate File 2036, by committee on natural resources and environment, a bill for an act to repeal the upper Mississippi riverway compact.

Read first time and referred to committee on **state government**.

HOUSE FILE 2100 REREFERRED

The Speaker announced that House File 2100, previously referred to committee on **ways and means** was rereferred to committee on **economic development**.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF PUBLIC HEALTH

The Final Report of the Midwife Scope of Practice Review Committee, pursuant to Chapter 81, 1999 Acts of the Seventy-eighth General Assembly.

TREASURER OF STATE

The Linked Investments for Tomorrow Annual Report, pursuant to Chapter 12.38, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\154 Onalea and John R. Murphy, Clinton – For celebrating their 50th wedding anniversary.
- 2000\155 Thelma and Floyd Sherman, Clinton – For celebrating their 50th wedding anniversary.
- 2000\156 John Vernon Long, Waterloo – For celebrating his 90th birthday.
- 2000\157 Paul and Blanche Carr, Manchester – For celebrating their 65th wedding anniversary.
- 2000\158 Mildred Kullmer, La Porte City – For celebrating her 90th birthday.
- 2000\159 Leon and Theresa Burkle, Earlville – For celebrating their 50th wedding anniversary.
- 2000\160 Tom Morrison, Stuart – For celebrating his 85th birthday.
- 2000\161 Tim "Keebie" Kessler, Carter Lake – For being named Citizen of the Year for the year 2000.
- 2000\162 Dean Baughman, Newell – For being named a 1999 Iowa Master Pork Producer.

- 2000\163 Arvid Baughman, Newell – For being named a 1999 Iowa Master Pork Producer.
- 2000\164 Glen Kolbe, Lake View – For celebrating his 90th birthday.
- 2000\165 Eva Liston, Lake View – For celebrating her 93rd birthday.
- 2000\166 Alberta Watson, Ida Grove – For celebrating her 80th birthday.
- 2000\167 Lucile Fries, Ida Grove – For celebrating her 90th birthday.
- 2000\168 May Newman, Anthon – For celebrating her 80th birthday.
- 2000\169 Annie Edwards, Odebolt – For celebrating her 100th birthday.
- 2000\170 Ella and Edgar Dandy, Schaller – For celebrating their 70th wedding anniversary.
- 2000\171 Marion Schwartz, Vinton – For celebrating his 80th birthday.
- 2000\172 Della Merrill, Winthrop – For celebrating her 80th birthday.
- 2000\173 Mardelle Birchard, Oelwein – For celebrating her 80th birthday.
- 2000\174 Susan Petit, Oelwein – For celebrating her 100th birthday.
- 2000\175 Ethel Fox, Oelwein – For celebrating her 100th birthday.
- 2000\176 Merle Opperman, Strawberry Point – For celebrating her 100th birthday.
- 2000\177 Theresa and Cletus Kremer, Independence – For celebrating their 60th wedding anniversary.
- 2000\178 Ronald and Arlene Weber, Jesup – For celebrating their 50th wedding anniversary.
- 2000\179 Betty Takes, Dubuque – For being the organizer and co-founder of Dubuque Hospice, and being a charter member, volunteer nurse, staff nurse and 20 years of dedication.
- 2000\180 Gladys Cox, Grinnell – For celebrating her 95th birthday.
- 2000\181 Ruth Maring, Grinnell – For celebrating her 100th birthday.
- 2000\182 William and Zelda Tanke, Deep River – For celebrating their 50th wedding anniversary.
- 2000\183 Donald and Clarine Van Kooten, Sully – For celebrating their 50th wedding anniversary.

2000\184 Henry and Alma Jane Veldhuizen, Sully – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 392

State Government: Davis, Chair; Arnold and T. Taylor.

House File 2071

Judiciary: Boddicker, Chair; Jager and Kreiman.

House File 2073

Judiciary: Sukup, Chair; Larson and Myers.

House File 2082

Judiciary: Raecker, Chair; Boddicker, Doderer, Kreiman and Shey.

House File 2087

Judiciary: Davis, Chair; Kreiman and Larson.

House File 2088

Judiciary: Baudler, Chair; Bell and Davis.

House File 2089

Labor and Industrial Relations: Boddicker, Chair; Dolecheck and Murphy.

House File 2091

Judiciary: Baudler, Chair; Bell and Davis.

House File 2097

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2098

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2104

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

Senate File 419 Reassigned

State Government: Bradley, Chair; Houser and T. Taylor.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 556**

Natural Resources: Kettering, Chair; Alons and O'Brien.

House Study Bill 557

Judiciary: Kreiman, Chair; Kettering and Raecker.

House Study Bill 558

Judiciary: Davis, Chair; Baudler and Kreiman.

House Study Bill 559

Judiciary: Baudler, Chair; Davis and Doderer.

House Study Bill 560

Judiciary: Shey, Chair; Larson and Parmenter.

House Study Bill 561

Judiciary: Kettering, Chair; Parmenter and Sunderbruch.

House Study Bill 562

Judiciary: Millage, Chair; Kreiman and Larson.

House Study Bill 563

Judiciary: Boddicker, Chair; Holveck and Jager.

House Study Bill 564

Judiciary: Myers, Chair; Boddicker and Shey.

House Study Bill 565

Judiciary: Sunderbruch, Chair; Shoultz and Thomson.

House Study Bill 566

Judiciary: Shey, Chair; Kettering and Parmenter.

House Study Bill 567

Judiciary: Baudler, Chair; Bell and Davis.

House Study Bill 568

Judiciary: Sukup, Chair; Kreiman, Larson, Parmenter and Shey.

House Study Bill 569

Judiciary: Kettering, Chair; Holveck and Shey.

House Study Bill 570

Judiciary: Baudler, Chair; Davis and Kreiman.

House Study Bill 571

Judiciary: Jager, Chair; Baudler and Holveck.

House Study Bill 572

Judiciary: Jager, Chair; Parmenter and Sunderbruch.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 574 Environmental Protection

Relating to outdoor light fixture efficiency.

H.S.B. 575 Local Government

Relating to the loess hills development and conservation authority by creating a hungry canyons alliance, providing membership guidelines for the board of directors of the conservation authority and loess hills alliance, and providing for the assistance of state agencies.

H.S.B. 576 State Government

Relating to the confidentiality of internet protocol numbers associated with public information requests.

H.S.B. 577 Agriculture

Relating to sales tax exemptions for equipment and electricity used in certain activities related to agriculture, providing an effective date, and making provisions retroactively applicable.

H.S.B. 578 Commerce and Regulation

Relating to public utilities crossing railroad right-of-way.

H.S.B. 579 Commerce and Regulation

Creating a county and state mutual insurance guaranty association and providing penalties.

H.S.B. 580 Commerce and Regulation

Relating to the regulation of health organizations for purposes of solvency and establishing a measure for the risk-based capital of a health organization.

H.S.B. 581 Commerce and Regulation

Relating to the regulation of the sale of viatical settlements.

H.S.B. 582 State Government

Proposing an amendment to the Constitution of the State of Iowa to limit the terms of Governor and Lieutenant Governor.

H.S.B. 583 State Government

Relating to youth participation in the electoral process.

H.S.B. 584 State Government

Relating to the administration of state government, including state purchasing and capitol complex issues, extending the time period for use of an appropriation, and providing an effective date.

H.S.B. 585 Transportation

Relating to motor vehicles, including motor vehicle enforcement, titling, and registration, the renewal of certain licenses related to selling vehicles, and motor carrier regulation, and making penalties applicable.

H.S.B. 586 Commerce and Regulation

Relating to the limitation on deposits which may be held by a depository institution or holding company and establishment of a procedure for determining compliance with such limitation, providing for the Act's applicability, and providing an effective date.

H.S.B. 587 Local Government

Relating to procedures for discontinuance of a city.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS

House File 421, a bill for an act relating to a study by the department of corrections of the operation of the private industry employment of inmates program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 1, 2000.

RESOLUTION FILED

HR 102, by Wise, a resolution honoring the Keokuk firefighters who died in the line of duty.

Laid over under **Rule 25**.

AMENDMENT FILED

H—8006 H.F. 421 Committee on Labor and Industrial
Relations

On motion by Rants of Woodbury the House adjourned at 1:05 p.m., until 8:45 a.m., Wednesday, February 2, 2000.

JOURNAL OF THE HOUSE

Twenty-fourth Calendar Day - Fifteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 2, 2000

The House met pursuant to adjournment at 8:53 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Stephen Anenson, pastor of Immanuel Lutheran Church, Story City.

The Journal of Tuesday, February 1, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Huseman of Cherokee on request of Rants of Woodbury; Witt of Black Hawk on request of Schrader of Marion; Doderer of Johnson, for the remainder of the week, on request of Jochum of Dubuque.

INTRODUCTION OF BILLS

House File 2128, by Alons and Reynolds, a bill for an act exempting the sale of burial caskets, vaults, interment receptacles, and tombstones from state sales and use taxes.

Read first time and referred to committee on **ways and means**.

House File 2129, by Jenkins, a bill for an act relating to the tax for maintenance of a city or county assessor's office and providing an applicability date.

Read first time and referred to committee on **local government**.

House File 2130, by Arnold, Teig, and Weidman, a bill for an act establishing a criminal offense related to drug paraphernalia.

Read first time and referred to committee on **judiciary**.

House File 2131, by Dolecheck, a bill for an act making a standing appropriation to the school budget review committee for transportation assistance aid to certain school districts.

Read first time and referred to committee on **appropriations**.

House File 2132, by Kreiman, a bill for an act relating to visitation rights of parents who have been convicted of certain crimes.

Read first time and referred to committee on **judiciary**.

House File 2133, by Huser, Sunderbruch, Bukta, Falck, Kettering, Dotzler, Eddie, Van Engelenhoven, Myers, Kreiman, Teig, Huseman, Gipp, Dix, Carroll, and Thomas, a bill for an act relating to certain state and municipal agencies by making changes relating to the provision of and training for fire protection service and emergency medical service, by amending the powers and duties of townships and township officers, and by providing for the nonpartisan election of township officers.

Read first time and referred to committee on **local government**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 1, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2048, a bill for an act providing for the appointment and length of terms for members added to a hospital board of trustees.

Also: That the Senate has on February 1, 2000, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 101, a concurrent resolution to request a United States Corps of Engineers' study of the lower Des Moines River.

MICHAEL E. MARSHALL, Secretary

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF HUMAN SERVICES

A report on the child care home registration levels pilot project, pursuant to Chapter 192, 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF PUBLIC HEALTH

A report on the organized delivery systems in Iowa, pursuant to Chapter 158.3(f), 1993 Acts of the Seventy-fifth General Assembly.

IOWA WORKFORCE DEVELOPMENT

The Iowa Workforce Development Annual Report Addendum, pursuant to Chapter 7B.3(10), Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\185 Gene and Beverly Zacek, Cedar Rapids – For celebrating their 50th wedding anniversary.
- 2000\186 Gordon Ellison, Mt. Vernon – For celebrating his 90th birthday.
- 2000\187 Henry and Lena Johnson, Exira – For celebrating their 80th wedding anniversary.
- 2000\188 Ralph and Donna Waters, Indianola – For celebrating their 50th wedding anniversary.
- 2000\189 Fred Wilson, Indianola – For celebrating his 100th birthday.
- 2000\190 Dick and Lucille Stone, Chariton – For celebrating their 50th wedding anniversary.
- 2000\191 Ruth O'Day, Dunlap – For celebrating her 80th birthday.
- 2000\192 Laura and Chester McDonald, Charles City – For celebrating their 50th wedding anniversary.

2000\193 Arlene and Lyle Boyer, Charles City – For celebrating their 65th wedding anniversary.

2000\194 Bernard Kooistra, Lynnville – For celebrating his 87th birthday.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2004

Judiciary: Baudler, Chair; Ford and Jager.

House File 2010

Ways and Means: Jager, Chair; Myers and Raecker.

House File 2044

Ways and Means: Hoffman, Chair; Doderer and Lord.

House File 2063

Ways and Means: Jager, Chair; Myers and Raecker.

House File 2095

Ways and Means: Blodgett, Chair; Holmes and Richardson.

House File 2096

Ways and Means: Sukup, Chair; Larson and Weigel.

House File 2107

Agriculture: Greiner, Chair; Boggess and Mertz.

House File 2108

Agriculture: Teig, Chair; Drake and Mundie.

House File 2109

Transportation: Arnold, Chair; Blodgett and Larkin.

House File 2112

Judiciary: Davis, Chair; Kreiman and Thomson.

House File 2113

Transportation: Eddie, Chair; Warnstadt and Weidman.

House File 2118

Judiciary: Millage, Chair; Myers and Shey.

House File 2119

Transportation: Heaton, Chair; Cohoon and Van Engelenhoven.

House File 2121

Transportation: Drees, Chair; Garman and Jager.

House File 2126

State Government: Houser, Chair; Brauns and Chiodo.

Senate File 2036

State Government: Brauns, Chair; Holmes and Jochum.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 573

Agriculture: Klemme, Chair; Horbach and Kuhn.

House Study Bill 575

Local Government: Houser, Chair; Mundie and Weidman.

House Study Bill 576

State Government: Jacobs, Chair; Gipp and O'Brien.

House Study Bill 577

Agriculture: Teig, Chair; Drake and Mertz.

House Study Bill 578

Commerce and Regulation: Jenkins, Chair; Bradley and Weigel.

House Study Bill 579

Commerce and Regulation: Hoffman, Chair; Dix and Holveck.

House Study Bill 580

Commerce and Regulation: Hoffman, Chair; Chiodo and Shey.

House Study Bill 581

Commerce and Regulation: Dix, Chair; Doderer and Johnson.

House Study Bill 582

State Government: Jacobs, Chair; Connors, Holmes, Houser and Larkin.

House Study Bill 583

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

House Study Bill 584

State Government: Gipp, Chair; Brauns and Larkin.

House Study Bill 585

Transportation: Welter, Chair; Brauns and Thomas.

House Study Bill 587

Local Government: Alons, Chair; Eddie and Mundie.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 588 Ways and Means**

Relating to the Iowa educational savings plan trust and providing an effective date.

H.S.B. 589 Ways and Means

Relating to certification of property taxes by townships and providing an effective date.

H.S.B. 590 Ways and Means

Relating to the exemption from the sales and use taxes of equipment, gas, and electricity used in egg production.

H.S.B. 591 Ways and Means

Providing for interest on delinquent assessments payable to the Iowa egg council.

H.S.B. 592 Economic Development

Relating to the issuance of closing protection letters by the Iowa finance authority.

H.S.B. 593 Judiciary

Relating to the regulation of controlled substances and precursors to controlled substances.

H.S.B. 594 Judiciary

Concerning the administration of clerk of court offices.

H.S.B. 595 Judiciary

Relating to domestic violence protective orders.

H.S.B. 596 Judiciary

Relating to the national crime prevention and privacy compact.

H.S.B. 597 Judiciary

Providing for review of deaths of children under the age of eighteen by the child death review team.

H.S.B. 598 Judiciary

Relating to the concurrent jurisdiction of the juvenile court and the district court relating to modification of child custody and support orders.

H.S.B. 599 Judiciary

Relating to operating watercraft while intoxicated and providing penalties.

H.S.B. 600 Judiciary

Relating to jurisdictional changes to small claims court cases.

H.S.B. 601 Judiciary

Relating to the establishment of a domestic abuse death review team and providing a penalty.

H.S.B. 602 State Government

Authorizing the formation of a professional corporation by individuals engaged in the practice of social work as independent social workers.

H.S.B. 603 State Government

Transferring authority for the satisfaction and performance bond program for targeted small businesses to the department of inspections and appeals and increasing the project value amount as it relates to eligibility for a waiver of a bond requirement.

H.S.B. 604 Judiciary

Relating to the accumulation of credit upon an inmate's sentence for Iowa inmates incarcerated in another jurisdiction.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

Committee Resolution, a resolution relating to annual budgets for the daily operations of the House of Representatives.

Fiscal Note is not required.

Recommended **Do Pass** February 1, 2000.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 547), relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

Fiscal Note is not required.

Recommended **Do Pass** February 2, 2000.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 508), relating to the designated date of withholding of child support by payors of income and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 1, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 2030), providing for inheritance by great-grandparents, great-aunts and uncles, and second cousins of intestate decedents.

Fiscal Note is not required.

Committee Action: **Indefinitely Postponed** February 1, 2000.

Committee Bill (Formerly House Study Bill 532), relating to the sex offender registry and criminal penalties and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 1, 2000.

Committee Bill (Formerly House Study Bill 555), relating to nonsubstantive Code corrections.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 1, 2000.

Committee Bill (Formerly House Study Bill 565), relating to drug policy coordination, including establishment of a drug policy coordinator, the governor's office of drug control policy, and a drug policy advisory council.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 1, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 542), relating to the appointment of emergency management coordinators.

Fiscal Note is not required.

Recommended **Do Pass** February 1, 2000.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 502), relating to contracts and agreements entered into by the Iowa lottery board and commissioner of the lottery.

Fiscal Note is not required.

Recommended **Do Pass** February 2, 2000.

Committee Bill (Formerly House Study Bill 503), proposing an amendment to the Constitution of the State of Iowa relating to the qualification of electors.

Fiscal Note is not required.

Recommended **Do Pass** February 2, 2000.

RESOLUTIONS FILED

HR 103, by committee on administration and rules, a resolution relating to annual budgets for the daily operations of the House of Representatives.

Laid over under **Rule 25** and placed on the **calendar**.

SCR 101, by Miller, a concurrent resolution to request a United States Corps of Engineers' study of the lower Des Moines River.

Laid over under **Rule 25**.

AMENDMENT FILED

H—8007 H.F. 2099 Frevert of Palo Alto

On motion by Rants of Woodbury the House adjourned at 9:07 a.m., until 8:45 a.m., Thursday, February 3, 2000.

JOURNAL OF THE HOUSE

Twenty-fifth Calendar Day - Sixteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 3, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend William H. Payne, pastor of Christ Church, Ottumwa.

The Journal of Wednesday, February 2, 2000 was approved.

INTRODUCTION OF BILLS

House File 2134, by Mascher, a bill for an act relating to establishing a bona fide retirement for school employees in the Iowa public employees' retirement system.

Read first time and referred to committee on **state government**.

House File 2135, by committee on human resources, a bill for an act relating to the designated date of withholding of support by payors of income and providing an effective date.

Read first time and placed on the **calendar**.

House File 2136, by committee on judiciary, a bill for an act relating to nonsubstantive Code corrections.

Read first time and placed on the **calendar**.

House File 2137, by committee on education, a bill for an act relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

Read first time and placed on the **calendar**.

House File 2138, by Welter, a bill for an act relating to the election of boards of directors of area education agencies and providing an effective date.

Read first time and referred to committee on **state government**.

House File 2139, by Reynolds, a bill for an act relating to motor vehicle windows and making penalties applicable.

Read first time and referred to committee on **transportation**.

House File 2140, by Greimann, a bill for an act relating to types of beverage containers, refund values for beverage containers, and redemption amounts under the beverage container control law.

Read first time and referred to committee on **environmental protection**.

House File 2141, by Greimann, D. Taylor, Frevert, Bukta, and Stevens, a bill for an act relating to outdoor light fixture efficiency and local goals and regulations for outdoor light fixture efficiency.

Read first time and referred to committee on **environmental protection**.

House File 2142, by Wise, a bill for an act relating to the Iowa public employees' retirement system by permitting the purchase of service credit for volunteer public service.

Read first time and referred to committee on **state government**.

House File 2143, by Murphy, a bill for an act relating to the provision under a group health insurance policy or health maintenance organization contract for compensation of podiatrists.

Read first time and referred to committee on **commerce and regulation**.

House File 2144, by Murphy, a bill for an act relating to the required provider provisions under group health insurance policies and health maintenance organization contracts.

Read first time and referred to committee on **commerce and regulation**.

SENATE MESSAGE CONSIDERED

Senate File 2048, by committee on state government, a bill for an act providing for the appointment and length of terms for members added to a hospital board of trustees.

Read first time and referred to committee on **state government**.

On motion by Rants of Woodbury, the House was recessed at 9:00 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:08 p.m., Speaker pro tempore Sukup in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Van Engelenhoven of Mahaska on request of Rants of Woodbury.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-four members present, twenty-six absent.

Speaker Siegrist in the chair at 1:12 p.m.

INTRODUCTION OF BILLS

House Joint Resolution 2005, by committee on state government, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualification of electors.

Read first time and placed on the **calendar**.

House File 2145, by committee on education, a bill for an act providing for the utilization of budget enrollment in determining gifted and talented program funding, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2146, by committee on education, a bill for an act relating to the authority of the board of educational examiners over certification and licensing of para-educators and practitioners.

Read first time and placed on the **calendar**.

House File 2147, by committee on state government, a bill for an act relating to contracts and agreements entered into by the Iowa lottery board and commissioner of the lottery.

Read first time and placed on the **calendar**.

House File 2148, by Eddie, a bill for an act prohibiting the use of a telephone listing that misrepresents the name and location of a business and making penalties applicable.

Read first time and referred to committee on **commerce and regulation**.

House File 2149, by Schrader, a bill for an act prohibiting additional charges for certain prepayments under the consumer credit code and providing for penalties and a cause of action.

Read first time and referred to committee on **commerce and regulation**.

House File 2150, by Jenkins, a bill for an act concerning eligibility to receive retirement benefits under the Iowa public employees' retirement system by modifying the requirements for establishing a bona fide retirement and by eliminating the reemployment earnings limitation for certain teachers.

Read first time and referred to committee on **state government**.

House File 2151, by Mascher, a bill for an act relating to amendments to life insurance policies.

Read first time and referred to committee on **commerce and regulation**.

House File 2152, by Falck, a bill for an act authorizing cities and counties access to the Iowa communications network and providing an effective date.

Read first time and referred to committee on **commerce and regulation**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 3, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2082, a bill for an act relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2082, by committee on education, a bill for an act relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

Read first time and **passed on file**.

SPECIAL PRESENTATION

The Honorable John Connors from Polk County, the Honorable Christopher Rants, House Majority Leader and the Honorable David Schrader, House Minority Leader, presented Kathleen L. O'Leary a certificate of recognition for her 12 years of dedicated service as a Doorkeeper for the Iowa House of Representatives.

The House rose and expressed its appreciation.

RULES SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend the rules for the immediate consideration of House File 2137.

RULE 31.8 SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend Rule 31.8, relating to the timely filing of amendments, for the consideration of amendments H-8008 and H-8009.

CONSIDERATION OF BILL

Regular Calendar

House File 2137, a bill for an act relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date, was taken up for consideration.

Wise of Lee asked and received unanimous consent to withdraw amendment H-8008 filed by him from the floor.

SENATE FILE 2082 SUBSTITUTED FOR HOUSE FILE 2137

Grundberg of Polk asked and received unanimous consent to substitute Senate File 2082 for House File 2137.

Senate File 2082, a bill for an act relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date, was taken up for consideration.

Wise of Lee asked and received unanimous consent to withdraw amendment H-8009 filed by him from the floor.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2082)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Doderer	Kuhn	Van Engelenhoven
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2137 WITHDRAWN

Grundberg of Polk asked and received unanimous consent to withdraw House File 2137 from further consideration by the House.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2082** be immediately messaged to the Senate.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\195 Kathleen L. O'Leary, Des Moines – For her 12 years of dedicated service as a Doorkeeper for the Iowa House of Representatives.
- 2000\196 Mr. and Mrs. Albin Breja, Traer – For celebrating their 62nd wedding anniversary.
- 2000\197 Arlene and Wesley Schmidt, Traer – For celebrating their 50th wedding anniversary.
- 2000\198 Peggy and Commodore "Litch" Litchfield, Ames – For celebrating their 50th wedding anniversary.
- 2000\199 Courtney Petty, Des Moines – For winning the Gold Medal in the High School Division of the 2000 Iowa African American History Month Essay Contest.
- 2000\200 Liza Sharp, Des Moines – For winning the Gold Medal in the Middle School Division of the 2000 Iowa African American History Month Essay Contest.
- 2000\201 James Faber, Des Moines – For winning the Silver Medal in the Middle School Division of the 2000 Iowa African American History Month Essay Contest.
- 2000\202 DeAmbre M. Zanders, Des Moines – For winning the Silver Medal in the Elementary School Division of the 2000 Iowa African American History Month Essay Contest.
- 2000\203 Edna Olson, Elkader – For celebrating her 91st birthday.
- 2000\204 Lucy Winter, West Union – For celebrating her 98th birthday.
- 2000\205 Frances Harnack, Postville – For celebrating her 80th birthday.
- 2000\206 Leo Schmitz, West Union – For celebrating his 80th birthday.

- 2000\207 Nichole Renee Taylor, Davenport – For winning the Silver Medal in the High School Division of the 2000 Iowa African American History Month Essay Contest.
- 2000\208 David Lamero Roach, Cedar Rapids – For winning the Gold Medal in the Elementary School Division of the 2000 Iowa African American History Month Essay Contest.
- 2000\209 Mrs. Harlan Reinhardt, Postville – For celebrating her 90th birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 243 Reassigned

Transportation: Johnson, Chair; Blodgett and Larkin.

House File 2093

Judiciary: Kreiman, Chair; Boddicker and Shey.

House File 2100

Economic Development: Jenkins, Chair; Boggess and Weigel.

House File 2103

Judiciary: Jager, Chair; Shey and Shultz.

House File 2114

Economic Development: Horbach, Chair; Cohoon and Dolecheck.

House File 2123

Judiciary: Jager, Chair; Boddicker and Parmenter.

House File 2134

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2138

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

House File 2139

Transportation: Blodgett, Chair; Thomas and Welter.

House File 2142

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2148

Commerce and Regulation: Raecker, Chair; Chiodo and Jenkins.

House File 2150

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

Senate File 2048

State Government: Van Engelenhoven, Chair; Arnold and Whitead.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 586**

Commerce and Regulation: Bradley, Chair; Cataldo, Johnson, Raecker and Wise.

House Study Bill 588

Ways and Means: Boal, Chair; Frevert and Hoffman.

House Study Bill 589

Ways and Means: Houser, Chair; Larkin and Lord.

House Study Bill 590

Ways and Means: Teig, Chair; Houser and Kuhn.

House Study Bill 591

Ways and Means: Teig, Chair; Houser and Kuhn.

House Study Bill 592

Economic Development: Hoffman, Chair; Stevens and Van Fossen.

House Study Bill 593

Judiciary: Davis, Chair; Baudler and Bell.

House Study Bill 594

Judiciary: Millage, Chair; Holveck and Shey.

House Study Bill 595

Judiciary: Davis, Chair; Doderer and Thomson.

House Study Bill 596

Judiciary: Raecker, Chair; Jager and Kreiman.

House Study Bill 597

Judiciary: Davis, Chair; Baudler and Doderer.

House Study Bill 598

Judiciary: Millage, Chair; Jager and D. Taylor.

House Study Bill 599

Judiciary: Raecker, Chair; Jager and Kreiman.

House Study Bill 600

Judiciary: Shey, Chair; Millage and Parmenter.

House Study Bill 601

Judiciary: Davis, Chair; Baudler and Doderer.

House Study Bill 602

State Government: Metcalf, Chair; Brauns and O'Brien.

House Study Bill 603

State Government: Holmes, Chair; Arnold and T. Taylor.

House Study Bill 604

Judiciary: Ford, Chair; Davis and Shey.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 605 Judiciary

Concerning the duties of the department of public safety by providing for an increase in fees collected by the department from private investigative agencies and agents, for certain activities involving the state fire marshal, for certain weapons permits, and for sex offender

registration, by appropriating fees for use by the department, and by providing additional training and other requirements for weapons permits.

H.S.B. 606 Judiciary

Relating to crime victim compensation.

H.S.B. 607 State Government

Designating chiropractors as licensed practitioners who are not to be denied clinical privileges by a hospital under specified circumstances.

H.S.B. 608 Judiciary

Relating to a criminal sentence subject to the maximum accumulation of good time credits of fifteen percent of the total sentence of confinement.

H.S.B. 609 Human Resources

Relating to the family investment program and associated provisions.

H.S.B. 610 Commerce and Regulation

Relating to the healthy and well kids in Iowa program.

H.S.B. 611 Human Resources

Relating to juvenile crime prevention programs and youth development grant fund requirements and providing an effective date.

H.S.B. 612 Judiciary

Establishing a criminal offense relating to theft detection shielding devices and theft detection devices and providing a penalty.

H.S.B. 613 Judiciary

Relating to the consolidation of certain criminal offenses concerning computer access, damage, or theft, video rental theft, election bribery, and voting duress.

H.S.B. 614 Judiciary

Relating to juvenile court jurisdiction and the prosecution of juveniles in juvenile and district court.

H.S.B. 615 Natural Resources

Relating to the registrations and licensing duties of the county recorder, increasing writing fees, and providing for other properly related matters.

H.S.B. 616 Human Resources

Relating to medical assistance, including eligibility categories and transfer of assets.

H.S.B. 617 Human Resources

Relating to communicable and infectious diseases and providing penalties.

H.S.B. 618 Human Resources

Relating to programs and public health issues under the purview of the Iowa department of public health and the appropriation of certain fees to the department.

H.S.B. 619 Human Resources

Relating to regulation and inspection of health care facilities including the establishment of a quality-based inspections system.

H.S.B. 620 Human Resources

Relating to regulation and inspection of health care facilities including the establishment of a quality-based inspections system.

H.S.B. 621 Human Resources

Eliminating certain programs and duties of the department of public health relating to the collection and delivery of venereal disease prophylactic samples, the reporting of spontaneous termination of pregnancy data, the primary care collaborative work group, the maintenance of health profession licensure registry books, and licensure as a practical nurse based on a course of study.

H.S.B. 622 Human Resources

Relating to dependent adult abuse reports, investigations, and criminal penalties.

H.S.B. 623 Human Resources

Relating to child and family services administered by the department of human services.

H.S.B. 624 Human Resources

Relating to regulation of health care facilities and hospitals, including provisions relating to child and dependent adult abuse and criminal record checks and record examinations, and the penalties assessed for violations.

H.S.B. 625 Judiciary

Relating to parental and school notification by law enforcement officers when a child under the age of eighteen drives with a blood alcohol concentration at or above .02.

H.S.B. 626 Judiciary

Relating to knowledge of limitations on authority of managers of limited liability companies by persons dealing with such companies.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 539), relating to the authority of the board of educational examiners over certification and licensing of para-educators and practitioners.

Fiscal Note is not required.

Recommended **Do Pass** February 2, 2000.

Committee Bill (Formerly House Study Bill 548), providing for the utilization of budget enrollment in determining gifted and talented program funding, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 2, 2000.

On motion by Rants of Woodbury the House adjourned at 1:47 p.m., until 9:30 a.m., Friday, February 4, 2000.

JOURNAL OF THE HOUSE

Twenty-sixth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 4, 2000

The House met pursuant to adjournment at 9:30 a.m., Gipp of Winneshiek in the chair.

Prayer was offered by House Text Processor, Judy Graesch.

The Journal of Thursday, February 3, 2000 was approved.

INTRODUCTION OF BILLS

House File 2153, by committee on judiciary, a bill for an act relating to drug policy coordination, including establishment of a drug policy coordinator, the governor's office of drug control policy, and a drug policy advisory council.

Read first time and placed on the **calendar**.

House File 2154, by committee on judiciary, a bill for an act relating to the sex offender registry and criminal penalties and providing an effective date.

Read first time and placed on the **calendar**.

House File 2155, by T. Taylor, a bill for an act providing for restricting the hours of service provided by operators of certain vehicles hired by a railroad to transport workers.

Read first time and referred to committee on **transportation**.

House File 2156, by Thomas, a bill for an act relating to disclosure by a postsecondary education institution of information regarding alcohol and controlled substances violations to the parent or guardian of a student.

Read first time and referred to committee on **education**.

House File 2157, by Nelson-Forbes, a bill for an act relating to the state list of endangered and threatened fish, plants, and wildlife.

Read first time and referred to committee on **natural resources**.

House File 2158, by Osterhaus, a bill for an act relating to the apportionment of local option sales and services tax for school infrastructure election costs, making an appropriation, and providing an effective date.

Read first time and referred to committee on **ways and means**.

House File 2159, by Hoffman, Warnstadt, Kettering, Whitead, Johnson, Stevens, Shey, Mertz, Jenkins, O'Brien, Horbach, Dotzler, Boal, Doderer, Hansen, Murphy, Tyrrell, Bukta, Alons, Scherrman, Huseman, Greimann, Baudler, Reynolds, Bradley, Falck, Dolecheck, Kreiman, T. Taylor, Thomas, and Myers, a bill for an act requiring the director of the department of education to develop and administer an operation recognition program.

Read first time and referred to committee on **education**.

House File 2160, by Jacobs, a bill for an act relating to terms of office for city utility board members and providing an applicability date.

Read first time and referred to committee on **local government**.

House File 2161, by Huseman, a bill for an act relating to the creation of a water quality district, providing for the levy of a tax, and providing for other properly related matters.

Read first time and referred to committee on **local government**.

COMMUNICATION FROM THE STATE APPEAL BOARD

The following communication was received from the State Appeal Board on January 14, 2000, and is on file in the office of the Chief Clerk:

January 12, 2000

Chief Clerk
House of Representatives
Statehouse
L O C A L

Dear Chief Clerk:

There are transmitted herewith claims against the State of Iowa to be filed with the Claims Committee of the House of Representatives.

These include 58 claims of general nature that were denied by the State Appeal Board during May 1999 through January, 2000. This also includes 8 claims denied by the State Appeal Board at the January 12, 1999, meeting.

The attached index shows claim number, name and address of claimant and the amount requested in the claim.

Sincerely,
Cynthia P. Eisenhauer
Chairperson
STATE APPEAL BOARD

Receipt of the above is hereby acknowledged.

ELIZABETH A. ISAACSON
Chief Clerk of the House

DENIED GENERAL CLAIMS BY THE STATE APPEAL BOARD
SUBMITTED TO THE 78TH GENERAL ASSEMBLY
May 1999 Through January 2000

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
D990012	Iowa State Penitentiary ATTENTION: Michael Anderson, Bus. Mgr.	Fort Madison, IA	Reimbursement	\$26,912.50
G000012	Richard M. or Shirley A. Jury	Vero Beach, FL	License Refund	\$163.00
G000019	Jodi Ranae Ruhl	Idaho Springs, CO	License Refund	\$149.00
G000030	Robert H. & Jodie R. Ruhl	Idaho Springs, CO	License Refund	\$54.00
G000034	Brenda L. Abbott	Altoona, IA	Homestead Credit	\$171.00
G000038	Donald D. Filby	Jacksonville, FL	License Refund	\$38.00

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
G000051	Arthur Timothy Johnson	Walker, IA	License Refund	\$14.00
G000054	Rich Mueller by Margaret J. Freund	Dubuque, IA	License Refund	\$61.00
G000059	United Escrow, Inc. Attention: Doris Severson	Sioux City, IA	Homestead Credit	\$250.00
G000061	Janet Irene Robertson-Miller	Sioux City, IA	License Refund	\$35.00
G000077	Gary and Linda Coogan	Arlington, TX	License Refund	\$15.00
G000092	Gary & Linda Coogan	Arlington, TX	License Refund	\$65.00
G000117	Timothy A. Friedrichsen	Bethesda, MD	License Refund	\$196.00
G000125	Margaret-Mary Sulentic	Hattiesburg, MS	License Refund	\$47.00
G000137	Phillip P. or Cathy K. Delaney	Bellevue, NE	License Refund	\$42.00
G000165	Donald L. Michaelsen	Thomson, IL	License Refund	\$54.00
G000166	Donald L. Michaelsen or Kathleen Michaelsen	Thomson, IL	License Refund	\$233.00
G000170	Arnold D. & Clara A. Wiebers	Mission, TX	License Refund	\$189.00
G000198	Council Bluffs Regional Office	Council Bluffs, IA	Wraparound	\$417.04
G970705	Black Hawk County Relief Office	Waterloo, IA	Medical Fees	\$217.61
G970706	Black Hawk County Relief Office	Waterloo, IA	Medical Fees	\$326.45
G980470	Patrick P. Penney	Dyersville, IA	IRP Refund	\$1,725.09
G980730	Larry & Gendolyn Hassler	Fort Madison, IA	Real Estate Transfer Tax Refund	\$115.19
G990091	Mark V. Driscoll	Hastings, IA	IFTA Refund	\$927.47
G990157	Dennis L. Anderson	Davenport, IA	Homestead Credit	\$2,219.56

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
G990284	Children & Families of Iowa	Des Moines, IA	Provider Services	\$191.10
G990291	Sandra Lyn Tullis	Evansdale, IA	License Refund	\$108.00
G990327	Gillian Draper	Ames, IA	License Refund	\$87.00
G990375	Victaulic Company of America	Des Moines, IA	License Refund	\$71.00
G990380	Sandra S. Scherrman	Denver, CO	License Refund	\$189.00
G990385	John L. Bosley or Audrey J. Bosley	Fort Mill, SC	License Refund	\$156.00
G990386	John L. Bosley or Audrey J. Bosley	Fort Mill, SC	License Refund	\$54.00
G990395	Michaelsen Truck Line, Inc.	Mason City, IA	IFTA Refund	\$29,080.81
G990398	Steven A. Schoenfeld	Cedar Rapids, IA	Homestead Credit	\$308.00
G990410	Children & Families of Iowa (29-77-008)	Des Moines, IA	Foster Care	\$76.72
G990421	Robert E. Haight or Jean E. Haight	Granbury, TX	License Refund	\$253.00
G990422	Diane G. Miller	Williston, VT	License Refund	\$332.00
G990426	William A. & Debbie Kline	Des Moines, IA	RE Transfer Tax Refund	\$259.20
G990445	Patricia Ellen Scott	Jefferson, IA	Reimbursement	\$129.28
G990446	Shirley K. Armstrong	Dubuque, IA	Small Claim Reimburse	\$111.83
G990463	Gordon Management, Inc. % James A. Gordon	Chicago, IL	License Refund	\$20,944.11
G990464	Eldon Cooper	Brevard, NC	License Refund	\$33.00
G990474	Joni Lea Frederick	Minnnetonka, MN	License Refund	\$174.00
G990486	Bloom Farms Interstate Harvest	Albert City, IA	IFTA Refund	\$223.43

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
G990489	Roger M. Smith & Mary K. Smith	Sioux City, IA	License Refund	\$202.00
G990491	Suresh B. Mummalaneni	St. Joseph, MI	License Refund	\$107.00
G990492	Roy Stanley Barten	Park Rapids, MN	License Refund	\$49.00
G990495	Albert (Abe) J. Gronau (Abes Welding)	Schleswig, IA	License Refund	Unspecified
G990501	Roch Dold	Overland Park, KS	License Refund	\$128.00
G990502	Gerald R. Cullens	Atchison, KS	License Refund	\$82.80
G990503	Vault	Urbandale, IA	License Refund	\$182.00
G990512	Iva Dell Hogrefe	Elkhorn, NE	License Refund	\$20.00
G990513	Theresa Lynn Schroeder	Sioux Falls, SD	License Refund	\$173.00
G990514	Linda Joy Jackson	Colorado, CO Springs	License Refund	\$47.00
G990519	Douglas Kent Evans	Austin, TX	License Refund	\$38.00
G990520	Lauri Ann Gengenbach	Phoenix, AZ	License Refund	\$61.32
G990523	Jami Beth Didion	Mokena, IL	License Refund	\$215.00
G990525	Susan J. Funk	Waterloo, IA	License Refund	\$90.00

Claims denied at the January 12, 1999, Board Meeting

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
G990201	Michael J. Morris	Edina, MN	License Refund	\$15.00
G990227	Ivan D. & Mildred Crandall	Mauston, WI	License Refund	\$132.00
G990228	John H. or Myrna J. Krogman	Ottertail, MN	License Refund	\$109.00

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
G990231	Michael J. Morris	Edina, MN	License Refund	\$17.00
G990234	Dean or Barbara Bodnar	Albany, IL	License Refund	\$10.00
G990240	Eugene Spaziani	Iowa City, IA	Registration Penalty Refund	\$143.00
G990252	Dean or Barbara Bodnar	Albany, IL	License Refund	\$33.00
G990270	Dean or Barbara Bodnar	Albany, IL	License Refund	\$44.00

COMMUNICATION FROM THE STATE APPEAL BOARD

The following communication was received from the State Appeal Board on January 14, 2000, and is on file in the office of the Chief Clerk:

January 12, 2000

Chief Clerk
House of Representatives
Statehouse
LOCAL

Dear Chief Clerk:

In accordance with Section 669.12, Code of Iowa, we are hereby submitting to the General Assembly all General Tort Claims, Highway Tort Claims and Settlements & Judgments (general torts and highway) paid during 1999 under Chapter 669.

The attached report shows the claim number, claimant's name, a brief description of the claim, the amount requested and the amount approved.

Sincerely,
Cynthia P. Eisenhauer
Chairperson
STATE APPEAL BOARD

Receipt of the above is hereby acknowledged.

ELIZABETH A. ISAACSON
Chief Clerk of the House

CHAPTER 669 TORT CLAIMS APPROVED
BY THE STATE APPEAL BOARD—1999

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T930397	Scott F. Green	Unattended state vehicle rolled into claimant's vehicle	\$382.63	\$382.63

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T930405	Secura Insurance Co. as Subrogee of David Hoffman	State vehicle sideswiped claimant's vehicle	\$840.00	\$840.00
T930501	Lester R. Dragstedt, II	State vehicle backed into claimant's vehicle	\$573.71	\$511.81
T930515	Carole L. Childers	State vehicle backed into claimant's vehicle	\$556.50	\$556.50
T930580	Chicago & North Western Transportation Co.	State vehicle lost control	\$1,224.67	\$1,224.67
T950816	Allied Group Insurance Co. as Subrogee of Kay Ebetino	State vehicle backed into claimant's vehicle	\$579.24	\$400.00
T960589	Steven L. Kemp	Iowa State Patrol cruiser struck the front end of claimant's vehicle while executing a U-turn	\$1,000,000.00	\$325,900.00
T970456	Kathy Ann Sweeney	State driver rear-ended claimant's vehicle	\$101.00	\$548.00
T970647	Omaha Public Schools	State driver rear-ended claimant's vehicle	\$154.00	\$154.50
T980138	Dolores Marie Williams	Claimant's thumb injured while counselor for the Iowa American Legion , Auxiliary Girls State at UNI	\$23,495.87	\$15,250.00
T980175	Allstate Insurance Company as Subrogee of Pamela K. Salstrom	Sideswiped	Unspecified	\$1,996.12
T980257	Margaret Mary Passeri	State driver backed into claimant's vehicle	Unspecified	\$3,015.12
T980272	Farm Bureau Insurance Co. as Subrogee of Brian Galvin	Claimant injured when riding in an ISU van	\$5,000.00	\$5,000.00
T980368	Norman Joseph Kannenberg	State driver backed into claimant's vehicle	Unspecified	\$633.99
T980399	Metropolitan Property & Casualty Company as Subrogee for Curtis and Linda Youngs	Alleges vehicle accident caused by steam from power plant	\$2,935.03	\$2,935.03
T980501	Allstate Insurance Company as Subrogee of Thomas Tomaszek	Claimant's vehicle totaled when struck by state vehicle	\$7,692.81	\$7,025.24

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T980546	Janet Edler	State driver rear-ended claimant's vehicle	\$309.08	\$232.08
T980630	Tanya Hobbie	#05482099 4-30-99 DOT Paid	\$33,500.00	See T981029
T980719	State Farm as Subrogee for Nicole Zilisch	Claimant injured while riding in ISU van – medical expenses	\$2,753.35	\$2,753.35
T980727	Mary Norton as Natural Parent of Nicholas Nelson Norton	Claimant alleges state was negligent of disposing of needles – her son got in container and got the needle which contained blood	Unspecified	\$1,000.00
T980728	Lauren L. Christian	State vehicle backed into claimant's vehicle	\$750.38	\$375.00
T980747	Jacob Woodward, by his Mother, Next Friend, and Legal Guardian, Heidi Woodward	Claimants allege their son received inadequate oxygenation which resulted in death	\$10,000,000.00	\$250,000.00
T980748	Joseph Reisdorf	Claimant alleges that their son received inadequate oxygenation which resulted in death	\$10,000,000.00	See T980747
T980749	Heidi Woodward	Claimant alleges that her son received inadequate oxygenation which resulted in death	\$10,000,000.00	See T980747
T980761	Mary A. Ericson	Alleges DOT vehicle backed into her vehicle	\$594.63	\$668.75
T980764	Timothy Arthur Rhiner	Claimant suffers from bruxism – denied mouthguard adjustment – broke tooth while working in kitchen	\$10,000.00	\$6,000.00
T980785	State Farm as Subrogee of Ronald Oostendorp	Collision at intersection	\$2,207.94	\$2,207.94
T980827	Christy Rachele Newman	Claimant alleges DOT negligent in processing her SR-22 insurance which resulted in claimant being arrested after being stopped	\$2,294.73	\$300.00
T980834	State Farm Insurance as Subrogee of Donald L. Millang	Alleges vehicle damaged by ice which fell from ISU building	Unspecified	\$2,074.62

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T980837	Ronald & Jackie Forgy	Alleges no silt fence during construction, silt filled pond	\$4,000.00	\$2,712.50
T980844	Richard Sandifer #1023907	Claimant alleges negligence in the mailing of a 14 K gold 22" rope necklace	\$300.00	\$75.00
T980849	Spring R. McClain	Claimant injured when she slipped and fell at Iowa Juvenile Home	\$165.00	\$750.00
T980851	Nancy F. English, Administrator of the estate of Edward M. English, Deceased	Claimant sustained personal injury when claimant passed out when taken to Radiology for film at UIHC	\$100,000.00	\$5,000.00
T980852	Nancy F. English	Claimant sustained personal injury when he passed out when taken to Radiology for a series of film at UIHC	\$100,000.00	See T980851
T980855	Joyce Metchell, mother of minor child Tena Metchell	Claimant files on behalf of minor daughter who received head injuries at the Iowa Juvenile Home	\$250,000.00	See T980856
T980856	Joyce A. Metchell, mother of minor child Tena Metchell	Claimant file on behalf of minor daughter who received a head injury at the Iowa Juvenile Home	\$250,000.00	\$5,000.00
T980945	Steven Collins	Claimant received superficial cut on wrist when officer removed the flex cuffs claimant was wearing	\$5,000.00	\$50.00
T980946	Steven Collins	Claimant received superficial cut when officer removed the flex cuffs claimant was wearing	\$5,000.00	See T980945
T980992	Clyde Angerer as father and next friend of Andrew Angerer	Claimant sustained a fractured right arm during four-point restraint at Woodward State Hospital	\$500,000.00	\$30,311.75
T980993	Clyde Angerer	Claimant sustained a fractured right arm during a four-point restraint while at Woodward State Hospital	\$500,000.00	See T980992

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T980994	Marylin Ann Kasak	Claimant's vehicle struck while parked on shoulder by ISU truck	Unspecified	\$4,000.00
T980995	William Carl Behm	Claimant's vehicle struck while parked on shoulder of the road by ISU truck	Unspecified	\$690.00
T981029	State Farm Mutual Insurance Company as Subrogee of Tanya Hobbie	DOT snowplow allegedly failed to yield at stop sign and struck the claimant's vehicle causing property damage and injuries	\$25,543.80	\$25,543.80
T981030	State Farm Mutual Insurance Company as Subrogee of Tanya Hobbie	DOT snowplow allegedly failed to yield at stop sign and struck the claimant's vehicle causing property damage and injuries	\$479.89	See T990712
T981032	Janet R. Oberbillig	Claimant sustained injuries while being seen at UIHC	\$1,000,000.00	\$134,486.50
T990002	LaDawn and Thomas McElvogue, natural mother and natural father of David McElvogue, a minor	UIHC inadvertently administered chemotherapy to claimant - had been receiving an antiviral medication	\$2,250,000.00	\$526,371.75
T990022	Randall Craig Hatch	State driver off road hit claimant's vehicle	\$4,786.04	\$4,786.04
T990028	Donald P. Shannon	State driver backed into claimant's vehicle	\$395.38	\$395.38
T990062	Thomas Pittman	Claimant is resident at IVH and alleges he never received a microwave cooker he ordered	\$36.90	\$36.90
T990071	Hertz Corporation	State driver rear-ended claimant's vehicle	\$2,739.66	\$2,739.66
T990073	Gregory Dale Brinser	DOT vehicle allegedly turned in front of vehicle	\$2,022.10	\$1,797.10
T990085	Vernon J. Bierman	Alleges salt runoff from winter maintenance damaged tree	\$880.00	See T990383

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990097	Country Companies as Subrogee of Denise Tipton	Claimant suffered personal injuries when struck by state vehicle while trying to make a left-hand turn from the far right lane	\$2,404.88	\$2,404.88
T990105	Larry Gammell	Rocks allegedly flew off DOT truck damaging vehicle windshield	\$289.40	\$289.40
T990112	William Lee #1076940	Claimant alleges staff lost personal items while inmate at the Newton Correctional Facility	\$500.00	\$134.64
T990113	William Lee #1076940	Claimant alleges that staff lost certain personal items while an inmate at the Newton Correctional Facility	\$500.00	See T990112
T990115	Anya Louise Luke	Alleges injuries sustained in fall at Quadrangle Residence Hall	\$436.30	\$436.30
T990129	Allied Mutual Insurance as Subrogee for Keith and Lisa Davis	State vehicle backed into claimant's vehicle	\$1,007.17	\$1,007.17
T990145	Daniel B. Rogers	Claimant suffered second degree burns on hand while having a wart removed	\$8,000.00	\$2,000.00
T990150	Kay Corrine Gesaman	State driver backed into claimant's vehicle	\$649.40	\$649.40
T990151	Allied P&C Insurance as Subrogee for Jane Rosenthal	Collision at intersection	\$2,543.30	\$2,646.66
T990168	Farmers Insurance for for Maris Martinasevic	Alleges vehicle damaged by blocked drain in ISU parking lot	\$504.00	\$504.00
T990179	Dr. Abdulmohsen E. Hussain	State vehicle backed into claimant's vehicle	Unspecified	\$239.97
T990182	Larry Jamen Moline	Unattended moving state vehicle struck claimant's vehicle	Unspecified	\$554.30

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990194	Richard E. Novak	Claimant's vehicle struck and damaged by a GSA bus who cut the corner short	\$1,092.95	\$1,092.95
T990198	Rhonda Eileen Kirkpatrick	Claimant's vehicle damaged by gate arm in state parking lot	\$353.50	\$353.50
T990201	Cindy Ruth Stuve	State driver was passing hit claimant's vehicle	\$500.00	\$552.33
T990202	Gary Mitterer	DOT mower allegedly threw object damaging windshield	\$474.87	\$474.87
T990209	Richard C. Mockmore, Sr.	Claimant is an inmate at the Anamosa State Penitentiary who alleges his eyeglasses were stolen	\$108.90	\$108.90
T990212	Kurt D. Gillmore	Claimant's vehicle damaged while parked at Anamosa State Penitentiary	\$195.01	\$420.55
T990215	Chad Lundy	DOT vehicle allegedly lost rocks damaging vehicle	Unspecified	\$427.67
T990231	Craig Hawkins	DNR motor caused damage to claimant's boat	\$908.46	\$300.00
T990232	John H. Lee	Alleges vehicle damaged during tree trimming in ISU parking lot	\$352.56	\$317.64
T990251	Dervon L. Brown/ Willie Brown	Claimant injured and claimant's vehicle damaged when hit broadside by employee of Human Services	\$4,700.00	\$4,700.00
T990260	Cordie Nash	DOT mower allegedly threw rock damaging vehicle door	Unspecified	\$435.56
T990265	Tim Hamer	DOT mower allegedly threw rocks damaging vehicle	Unspecified	\$1,177.48
T990270	The Hertz Corporation - HCM Central Recovery	State driver rear-ended claimant's vehicle	\$1,310.00	\$1,309.95

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990282	JoEllen Chapman	Claimant alleges that a pair of contacts were thrown away at the Iowa Medical and Classification Center	\$200.00	\$200.00
T990290	Trustmark Insurance as Subrogee of Stephen and Sheryl Kennedy	Collision with vehicle at intersection	\$855.38	\$855.38
T990292	Latasha L. Love	Alleges jewelry stolen while inpatient at UIHC	\$260.00	\$260.00
T990294	Linda S. Hennen	DOT mower allegedly threw rock damaging vehicle	\$229.70	\$229.70
T990295	John Reid Anderson	DOT mower allegedly threw object damaging vehicle	\$706.22	\$706.22
T990296	Marcia J. Spangler	DOT mower allegedly threw rock damaging vehicle	\$349.48	\$349.48
T990298	Scott A. Wagg	Claimant's hand lacerated while at Iowa State Fair	\$3,285.10	\$1,350.00
T990305	Travelers Insurance as Subrogee of Integra Health	Collision with vehicle at intersection	\$1,942.57	\$1,942.57
T990308	Daniel K. & Mary Jane Woodward	Alleges crushed tile line resulted in water backup	\$434.80	\$434.80
T990310	Jason Henry Pieper	DOT mower allegedly threw rock damaging windshield & bumper	\$887.28	\$887.28
T990314	Kevin James Kirlin	Stolen state vehicle hit claimant's vehicle	\$2,100.15	\$2,100.15
T990319	Arthur Smith	See T990565	Unspecified	See T990565
T990322	Robert Dale Johnson II	Allegedly error on Driver's License resulted in arrest/impound	\$496.07	\$496.07
T990326	Bonnie L. Billhmer	DOT vehicle allegedly made u-turn in front of vehicle	\$7,000.00	\$3,000.00
T990334	David Crozier Funk, M.D.	State driver backed into claimant's vehicle	\$1,234.03	\$1,234.03

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990336	SAFECO Insurance Co. as Subrogee of Gay Wilson	Sideswiped	\$764.96	\$764.96
T990337	Progressive as Subrogee of Jody Gibson	State driver rear-ended claimant's vehicle	\$2,587.88	\$2,587.88
T990345	Myron (Deceased) & Adele Brenner	State driver in legal intervention hit mailbox	\$40.37	\$40.37
T990346	Harland Ronald Pomeroy	Sideswiped	\$235.00	\$196.90
T990351	Karl Duane Hastie	DOT mower allegedly threw piece of steel, damaging windshield	\$356.21	\$356.21
T990352	Mary Jane Jones	Alleges oil/rocks from DOT oil machine damaged windshield	\$102.70	\$102.70
T990354	Emrah Simsek	State driver backed into claimant's vehicle	\$1,200.00	\$819.02
T990356	Peter Andrew Lawlor	Alleges vehicle damaged by golf ball hit by ISU student	\$597.78	\$597.78
T990357	Rick McDermott	DOT mower allegedly threw rock damaging EE's windshield	\$170.00	\$180.20
T990358	Erik Richard Rooklidge	State vehicle rear-ended claimant's vehicle	\$4,278.47	\$3,519.43
T990360	Henry M. Riesenber & Steve Riesenber	Alleges construction caused flooding, damaged crops	\$1,500.00	\$1,190.00
T990361	Edith Rebecca Munoz	State driver backed into claimant's vehicle	\$1,508.20	\$1,508.20
T990364	Harvey Dean Searcy	DOT vehicle allegedly backed into motor home	\$252.90	\$252.90
T990369	Lynn Marie Andreas	State driver backed into claimant's vehicle	\$395.02	\$395.02
T990371	Morris Dean Hubby	State driver backed into claimant's vehicle	\$1,294.05	\$1,294.08
T990372	Terry Proescholdt	State driver off road and hit claimant's vehicle	\$1,072.37	\$1,072.37
T990373	Mark Douglas Hines	Snow allegedly thrown by DOT snowblower damaged vehicle	\$981.15	\$981.15

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990376	Rose M. Carlson	DOT vehicle allegedly backed into vehicle, damaging hood & headlight	\$976.14	See T990401
T990378	Kelly Lynn Martin	Collision at intersection	\$1,067.91	\$1,067.91
T990381	Backstage Productions, Inc.	Alleges property stolen while ISU performed security	Unspecified	\$2,405.00
T990383	Vernon J. Bierman	Alleges salt runoff from winter maintenance damaged trees	\$880.00	\$669.00
T990384	Kahle Wholesale, Inc.	Sideswiped	Unspecified	\$1,018.27
T990385	Sheila Lynn Green	Alleges snow from DOT plow hit & damaged parked vehicle	\$516.85	\$516.85
T990389	Roy J. Hageman	DOT allegedly sprayed herbicide, damaging crops	\$100.00	\$100.00
T990392	Robert Laverne Wolfe	DOT vehicle allegedly backed into vehicle in parking lot	Unspecified	\$650.00
T990398	Charlotte & Louis Smith	Alleges fireworks frightened their animals, causing property damage	\$258.00	\$258.00
T990400	L. Eleanor Blazek	While claimant was visiting North Central Correctional Facility, she twisted her ankle and fell on a section of broken sidewalk	\$95.00	\$95.00
T990401	Rose M. Carlson	DOT vehicle backed into vehicle, damaging hood & headlight	\$1,197.14	\$1,197.14
T990405	Edward Eugene Kendall	Alleges injuries sustained in fall at Kinnick Stadium	\$3,295.78	\$1,647.89
T990407	U.S. West Communications, Inc.	DOT mower allegedly mowed damaging buried telephone box	\$1,002.69	\$1,002.69
T990408	U.S. West Communications, Inc.	DOT allegedly damaged 220-pair buried cable installing sign	\$768.00	\$768.00

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990410	Frank L. Cook III	DOT mower allegedly threw rock damaging vehicle door	\$551.66	\$551.66
T990414	Spencer Dedor	State driver backed into claimant's vehicle	\$1,144.28	\$1,144.28
T990416	Lesley P. Stephens	State driver backed into claimant's vehicle	\$493.88	\$487.48
T990417	Christopher Joseph Hurley	State vehicle backed into claimant's vehicle	\$2,827.03	\$2,827.03
T990419	Boyd R. Colby	Alleges vehicle damaged by employee moving a trash dumpster	\$615.74	\$615.74
T990420	State Farm as Subrogee of Dean Goode	Collision with claimant's vehicle at intersection	\$1,995.11	\$1,995.11
T990422	Kevin John Connor	DOT mower allegedly threw debris damaging vehicle	\$765.17	\$765.17
T990423	Gail Petersen	Claimant alleges that her clock radio was damaged when knocked off a shelf by an RTW	\$17.00	\$17.00
T990424	William R. Englert	Piece of re-rod fell off DOT truck damaging vehicle	\$1,079.19	\$1,079.19
T990426	Margaret Johnson by her Insurance Carrier, Auto-Owners Insurance Company	State driver backed into claimant's vehicle	\$1,009.57	\$1,009.57
T990430	Merlyn John DeBoer	DOT mower allegedly threw rocks, damaging vehicle	Unspecified	\$1,244.80
T990431	Juana Marie Valadez	Claimant's vehicle damaged in state parking lot when sign blew over and damaged claimant's car	\$353.64	\$353.64
T990432	State Farm Insurance as Subrogee of James and Ann Ruby	State driver backed into claimant's vehicle	\$1,331.93	\$1,331.93
T990438	Jason R. Neddermeyer	Vehicle allegedly splattered with tar from DOT operation	\$190.80	\$190.80

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990439	David J. Hackbarth	Alleges vehicle damaged by wind blown trash barrel	\$363.30	\$363.30
T990442	William D. Nelson	State driver backed into claimant's vehicle	\$1,086.13	\$1,086.13
T990443	Brandt Allen Payne	State vehicle backed into object	\$728.12	\$728.12
T990444	Tracy Ann Just	Alleges vehicle damaged by wind blown trash barrel	\$471.22	\$471.22
T990448	Travis D. Kraus	State driver backed into claimant's vehicle	Unspecified	\$746.50
T990450	Rhonda L. De Shong	Alleges vehicle damaged by wind blown sign	\$531.08	\$531.08
T990455	Martin A. Mitchell	Collision with claimant's vehicle at intersection	\$981.19	\$898.76
T990456	Carl Frederick Stiefel on behalf of wife, Elizabeth C. Stiefel	Alleges injuries sustained in fall at Hancher Auditorium	\$355.60	\$355.60
T990461	John Newton	State driver backed into claimant's vehicle	\$1,050.00	\$500.00
T990462	Andrew Warren Duin	Alleges property damaged from frozen pipe	Unspecified	\$475.32
T990463	Nanette K. Curtis	State vehicle backed into claimant's vehicle	Unspecified	\$1,793.34
T990464	LaVerne Keith Logan	DOT mower lag threw object damaging vehicle door	\$419.90	\$325.83
T990470	Kyle S. Peppers	Alleges tooth damaged by foreign object in food item purchased at UIHC	\$400.00	\$400.00
T990475	Ude Thaden	Claimant is a resident at the IVH and alleges that two pairs of pants were lost	\$37.09	\$37.09
T990476	Mark Greiner	Claimant injured at UIHC in preparation for heart surgery	\$250,000.00	\$10,000.00
T990478	Catherine A. Flynn	Claimant's vehicle damaged when collided at intersection by state vehicle	\$4,779.60	\$4,779.60

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990480	Christopher Adam McKnight	DOT mower allegedly threw piece of tire, damaging vehicle	Unspecified	\$628.77
T990483	Barrett D. Ericson	Claimant's vehicle damaged by gate arm in parking lot 3, south of the Hoover Building	\$121.80	\$121.80
T990484	John Paul Sass	Allegedly DOT mower threw rocks damaging windshield & doors	\$1,273.30	\$1,091.15
T990487	Farm Bureau Mutual Insurance Co. as Subrogee of Jo Ann James	Claimant's vehicle damaged by a golf cart at Iowa State Fair	\$493.75	\$493.75
T990491	State Farm Insurance as Subrogee of John Newton	State driver backed into claimant's vehicle	\$1,052.07	\$552.07
T990493	Cynthia D. Johnson	Alleges gravel left on roadway damaged windshield & hood	\$1,319.60	\$870.35
T990498	Lennie D. Miller	Claimant's vehicle damaged while concrete was being poured at the Anamosa State Penitentiary	\$188.56	\$188.56
T990499	Steven Carl Gillman	Alleges property damaged by cows owned by ISU	Unspecified	\$346.69
T990501	A & W Electrical Contractors, Inc.	Claimant seeks interest owed when Polk County Clerk's office disbursed money for a judgment plus interest to wrong party	\$426.02	\$426.02
T990503	James M. Fuller	Valet backed into object	\$283.08	\$283.08
T990504	Dawn Danette Gingerich	DOT vehicle allegedly rear-ended vehicle stopped on ramp	\$319.80	\$319.80
T990507	Duane Reed Harp, Jr.	Claimant seeks reimbursement for lawyer and expert witness at a hearing regarding the revocation of driver's license-tape lost	\$750.00	\$750.00
T990508	Morris Greenfield	State vehicle backed into claimant's vehicle	\$1,023.06	\$1,023.06

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990509	Darrel E. Feucht	DOT crew allegedly left excess rock on road, damaging vehicle	\$1,824.04	\$1,824.04
T990511	Sue Ellen Fetters	Claimant's vehicle damaged by gate arm while entering one of the state parking lots	\$274.67	\$274.67
T990512	Ione R. Kruse	Claimant sustained a fracture to her wrist while attending the Iowa State Fair	\$1,000.00	\$750.00
T990515	Julie Hausman	State driver backed into claimant's vehicle	Unspecified	\$597.03
T990516	Christina D. Dykstra	Claimant fell on sidewalk on State Capitol Complex	\$40.00	\$40.00
T990518	Nicholas William Hildebrandt	Alleges suit and tie lost by ISU employees	\$290.00	\$290.00
T990525	Sherry L. Frizell	Claimant's vehicle damaged from gate arm while entering one of the state parking lots	\$124.95	\$124.95
T990527	Shami Lucena Morse	State vehicle sideswiped claimant's vehicle	\$758.71	\$758.71
T990528	Matthew Howard Fulmer	DOT allegedly pushed snow over overpass, damaging vehicle	\$923.83	\$923.83
T990536	Esther V. Arnswald	State vehicle unable to stop and collided with claimant's vehicle - claimant was injured	\$6,123.75	\$6,123.75
T990540	Tina Grace Kinslow	DOT plow allegedly pushed snow over onto vehicle underneath	\$1,749.63	\$1,473.52
T990541	Timothy James Noska	DOT plow turned in front of oncoming vehicle	Unspecified	\$2,250.00
T990543	Richard Earl Moody	DOT plow allegedly sideswiped vehicle with wing	\$2,084.04	\$2,084.04
T990547	Grinnell Mutual Group as Subrogee for Wayne Bates	DOT snowplow allegedly backed into vehicle	\$2,189.34	\$1,689.34

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990548	Bonnie Jea Mertz	Collision with claimant's vehicle at intersection	Unspecified	\$346.11
T990552	James William Quinn	State vehicle backed into claimant's vehicle	\$1,321.84	\$1,321.84
T990556	Mark Riley	DOT plow allegedly threw rock/salt damaging windshield	\$242.00	\$215.29
T990557	Robert L. North	Allegedly snow fell off bridge, damaging windshield	\$507.94	\$507.94
T990558	Carrie Ann Froeter	State vehicle caused chain reaction	Unspecified	\$1,698.44
T990561	Betty Lillard	Sand/salt allegedly struck & damaging windshield of vehicle	\$254.40	\$254.40
T990562	Steven Schmitt	DOT sand truck allegedly lost debris, damaged windshield	\$42.35	\$42.35
T990563	Miriam E. Perez	State driver sideswiped claimant's vehicle	\$823.65	\$823.65
T990565	State Farm Insurance as Subrogee of Arthur Smith	State driver rear-ended claimant's vehicle	\$149.47	\$466.73
T990567	Deborah Lyn DeRooi	Allegedly plow pushed snow/debris onto vehicle from overpass	Unspecified	\$470.67
T990568	Clifford H. Markley	DOT vehicle allegedly struck & damaging mailbox	\$49.03	\$49.03
T990571	Laura Doreen Mullin	Alleges rock from DOT vehicle struck/ damaging vehicle	Unspecified	\$252.65
T990574	James Eldon Sampson	Collision with claimant's vehicle at intersection	Unspecified	\$1,168.90
T990578	Chawn Francis Honkomp	Alleges injuries sustained at UNI basketball court	\$214.40	\$214.40
T990583	Timmy Dean Cooper	Claimant's TV set damaged when the ceiling fell because of water leakage at JBCC	\$194.00	\$185.00

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990584	JoElla Lynn Lukehart	State driver rear-ended claimant's vehicle	\$2,656.63	\$1,125.00
T990585	Requitta Ann Balk	DOT snowplow allegedly entered intersection – Claimant struck right rear of the DOT snowplow	Unspecified	\$649.00
T990586	John Roose	IVH lost claimant's Ranger/Ruslter jeans	\$25.00	\$25.00
T990590	Sarah Lynne Shaver	Claimant's property lost or destroyed by the Iowa Correctional Facility	\$363.95	\$200.00
T990591	Mary Jo Henderson	State vehicle collided with claimant's vehicle	\$1,858.28	\$2,026.46
T990592	Paul Michael Clement	State driver rear-ended claimant's vehicle	\$464.82	\$464.82
T990593	Wayne R. Bates	DOT snowplow allegedly backed into vehicle	\$2,300.00	\$2,150.80
T990594	Marie Ave Swale	State driver backed into claimant's vehicle	\$200.00	\$489.84
T990595	Ruth H. Kalafut	State vehicle backed into claimant's vehicle	Unspecified	\$1,143.05
T990596	Tony Max Geary	DOT plow allegedly threw rock, damaging vehicle windshield	\$216.22	\$216.22
T990605	Brandon Keith Peterson	State driver backed into claimant's vehicle	Unspecified	\$162.12
T990609	Mark Leibfried	DOT vehicle allegedly hit utility pole damaging house	\$3,804.47	\$3,804.47
T990611	Cameron Marc Walker	State driver backed into claimant's vehicle	\$509.48	\$509.48
T990612	Ruby P. Johnson	DOT plow allegedly threw piece of asphalt/damaging house door	\$243.00	\$234.87
T990617	Josephine Flint	Alleges UIHC employee accidently discarded personal property	\$260.00	\$260.00
T990622	Leallan Lensing	DOT plow allegedly struck parked vehicle, damaging left side	\$1,240.88	\$1,240.88

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990624	City of Sibley	DOT plow wing allegedly struck & dented utility pole	\$485.65	\$485.65
T990625	Anne Frances Burgason	State driver sideswiped claimant's vehicle	\$1,018.40	\$1,018.40
T990626	Hazel Maxine Anderson	Alleges vehicle damaged by gate arm	Unspecified	\$285.70
T990629	David J. Ehrhardt	DOT vehicle backed into DOT EE's parked vehicle	Unspecified	\$890.77
T990630	Allen E. Christian	Alleges vehicle damaged by ISU tractor	\$1,600.00	\$1,660.00
T990632	National General Insurance for Oral Utterback	DOT plow allegedly struck vehicle, damaging bumper, quarter panel	\$2,458.19	\$2,458.19
T990635	Marsha R. Worley	Shovel allegedly fell off DOT vehicle, struck/damaged 2 vehicles	\$687.15	\$687.15
T990638	James J. Huerter	Alleges ISU endloader struck vehicle	Unspecified	\$1,960.81
T990639	Alliant Energy	DOT plow allegedly struck and damaged pole & sign	\$583.72	\$583.72
T990640	John J. Gayewski, Jr.	DOT vehicle allegedly pulled in front of vehicle, damaging bumper	\$1,722.07	\$1,767.07
T990643	Andres Tobias Chavez	Alleges vehicle damaged by ISU snow removal equipment	\$1,315.00	\$935.70
T990644	Randy Brown	Claimant's van damaged when cabinet tipped over and struck the front grill of claimant's van at Camp Dodge	\$366.66	\$366.66
T990646	Edward Berg	Collision with claimant's vehicle at intersection	\$153.95	\$153.95
T990647	Joan L. Strasser	DOT plow allegedly struck & damaging mailbox	\$48.98	\$48.98
T990649	James Dean Washburn	Valet damaged claimant's vehicle	\$394.38	\$394.38

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990651	Andrew Howard Lewis	Alleges injuries sustained from defective equipment in ISU fitness facility	\$322.90	\$322.90
T990652	Ryder Truck Rental	DOT vehicle backing & sanding, allegedly backed into vehicle	\$410.00	\$410.00
T990655	American Family Insurance as Subrogee of Edward Berg	Collision with claimant's vehicle at intersection	\$3,003.93	\$3,003.93
T990656	Michael L. Grove	Claimant's vehicle damaged by state-owned mower with snow blade while parked at the STARC Armory	\$2,089.10	\$2,089.10
T990663	Shawn Zierke	Alleges property discarded while patient at UIHC	\$24.99	\$24.99
T990664	Jay Ellsworth Mathews	Alleges metal object thrown by DOT mower damaging pickup box	Unspecified	\$575.32
T990667	Deanna R. Moran	State driver rear-ended claimant's vehicle	\$2,571.44	\$2,407.26
T990670	Ricky W. Heileman	DOT sand truck allegedly threw salt damaging windshield	\$385.72	\$385.72
T990671	Larry Feldotto	Collision with claimant's at vehicle intersection	\$4,361.30	\$293.78
T990672	Jocelyn M. Andreassen	Claimant's van damaged from a sign that was blown into her vehicle while parked on the State Capitol Complex	\$437.20	\$410.47
T990673	Joseph B. Carr	Attorney fees which incurred when claimant was served papers	\$500.00	\$500.00
T990674	DMT Services Inc.	DOT plow clearing crossover, semi hit plow blade	\$2,398.63	\$1,199.32
T990677	Roy Lee Plagman	DOT plow lag struck/damaging mirror on parked vehicle	\$138.08	\$169.19

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990680	State Farm as Subrogee of Michael Mulder	State driver sideswiped claimant's vehicle	\$494.30	\$494.30
T990681	Zhiyang Zhou & Rongzhi Xing	State driver backed into claimant's vehicle	\$774.73	\$774.73
T990684	Fredrick Christopher Meeder (Wright County Deputy)	State driver backed into claimant's vehicle	\$1,518.80	\$1,518.80
T990695	Mary K. Christy	DOT vehicle allegedly slid & Struck DOT EE's parked vehicle	\$1,131.15	\$1,131.15
T990696	Cyrilla Nordstrom	Claimant injured in a motor vehicle accident	\$14,918.33	\$13,306.33
T990698	Linda S. Booth	Shovel allegedly fell off DOT vehicle, struck/ damaging 2 vehicles	\$2,401.80	\$2,000.00
T990703	Alliant Energy – Interstate Power Company	DOT plow allegedly struck & damaged utility pole	\$1,008.84	\$1,008.84
T990704	Helen C. Rudell	DOT vehicle allegedly backed into parked vehicle	\$818.21	\$818.21
T990710	Mary Lee Willits	Valet backing hit claimant's vehicle	\$109.31	\$109.31
T990711	Tanya Hobbie	DOT snowplow allegedly failed to yield at stop sign and struck claimant's vehicle causing property damage and personal injuries	\$87,030.05	See T990712
T990712	Tanya Hobbie	DOT snowplow allegedly failed to yield at stop sign and struck claimant's vehicle causing property damage and personal injuries	\$87,030.05	\$15,000.00
T990713	Dorothy Marie Grove	DOT plow allegedly struck/damaging mirror on parked vehicle	\$213.00	\$212.82
T990714	Timothy S. Hippen	Claimant's Jeep Wrangler damaged while parked at the Mt. Pleasant Correctional Facility by a snowplow	Unspecified	\$2,140.21

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990717	Depositors Insurance Company as Subrogee for Norma Jean Martinez	State vehicle collided with claimant's vehicle	\$2,773.38	\$2,773.38
T990718	Bille D. Abbott	State vehicle turning left hit claimant's vehicle	\$455.00	\$409.60
T990724	Farmers Automobile Insurance Assn. as Subrogee of Lisa Harbit	Valet backed claimant's vehicle into wall	\$1,755.35	\$1,755.35
T990725	Patricia Ann Briggs	DOT truck allegedly lost snow & metal damaged vehicle	\$712.75	\$712.75
T990727	June Carter Boots	DOT plow allegedly struck/damaging mirror on parked vehicle	Unspecified	\$55.65
T990732	Randy Lee Walker	Alleges vehicle damaged by ISU snow removal equipment	\$2,015.06	\$2,015.06
T990734	Christine M. Aulner	DOT plow allegedly threw rock damaging windshield	\$516.34	\$516.34
T990736	American Family Insurance as Subrogee of Sharon Kline	State vehicle rear-ended claimant's vehicle	\$1,137.80	\$652.80
T990738	Lonnie Ray Bowden	State driver backed into claimant's vehicle	\$852.11	\$852.11
T990741	Rita A. Minchk	State vehicle hit claimant's vehicle	\$756.76	\$707.80
T990743	Julie Ann Vulk	DOT vehicle allegedly backed into vehicle	\$995.00	\$995.00
T990744	Timothy J. Braaten	Claimant's vehicle collided with state vehicle while attempting a u-turn	\$4,334.18	\$4,334.18
T990749	James E. Proctor	Alleges DOT vehicle pulled out, vehicle struck	\$3,143.20	\$3,143.20
T990750	Craig Johnston	Tire chain crossbar allegedly broke/damaging vehicle windshield	\$390.01	\$349.09
T990752	Allstate Insurance Company as Subrogee of Joseph Wujick	State driver backed into claimant's vehicle	\$2,207.89	\$2,207.89
T990754	Elizabeth A. Peterson	State driver sideswiped claimant's vehicle	Unspecified	\$1,871.46

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990760	Douglas E. Kirkpatrick	State vehicle collided with claimant's vehicle	\$1,200.08	\$1,162.99
T990761	Donald Henry Eslinger	DOT plow allegedly struck vehicle parked on shoulder	Unspecified	\$654.34
T990765	Claudia M. Lovell	DOT plow allegedly threw slush damaging vehicle	\$2,094.90	\$2,094.90
T990769	Steve's Tire and Automotive - Steve Simmons	DOT plow allegedly struck & damaged pole & sign	\$207.41	\$207.41
T990770	Claudia J. Rodenburg	State vehicle rear-ended claimant's vehicle	\$218.83	\$218.83
T990771	Donald Edward Nitzschke	DOT truck allegedly lost rocks off load damaging windshield	\$1,336.34	\$1,270.01
T990773	Jay Lee Sparks	DOT allegedly told contractor to remove new driveway	\$770.96	\$770.96
T990774	Cindy Dohman	Alleges property damaged by UIHC employee	\$189.00	\$189.00
T990775	Craig Scovill	Alleges property discarded by UIHC employee	\$326.00	\$326.00
T990778	Johnsrud Transport, Inc.	DOT plow allegedly struck semi on ramp, damaging fuel tank	\$1,408.28	\$1,408.28
T990779	Frank L. Baxter	Claimant's vehicle damaged by heavy snow at the STARC Armory	\$265.00	\$317.46
T990780	Delbert G. Hunter	State driver backed into claimant's vehicle	\$624.36	\$678.26
T990781	Robert Thacker	Claimant's razor broken by staff at Iowa Veterans Home	\$65.00	\$65.00
T990783	Nationwide Mutual Insurance Company as Subrogee of Larry Feldotto	Collision with vehicle at intersection	\$2,077.63	\$2,077.63
T990786	American Family Insurance Group as Subrogee of Brett and Sandra Reinhardt	Collision with vehicle at intersection	\$990.11	\$990.11

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990787	Kris Knopf	DOT plow allegedly threw slush damaging windshield & vehicle	\$1,256.90	\$1,256.90
T990789	State Farm as Subrogee of Daniel Fraaken	State driver backed into claimant's vehicle	\$401.80	\$401.80
T990791	Alliant Utilities – Interstate Power Company	DOT vehicle allegedly struck/damaged utility pole	\$894.69	\$894.69
T990794	Janette Zittritsch	DOT truck allegedly lost snow fence, damaging vehicle	\$1,181.06	\$1,406.06
T990795	Michael P. Adams	DOT EES working in median/chain broke damaging vehicle	\$963.30	\$963.30
T990798	State Farm Insurance as Subrogee of Franklin Dexter III	Collision with vehicle at intersection	\$548.00	\$548.00
T990799	State Farm Insurance as Subrogee of Bradley Whetstone	DOT snowplow allegedly backed into stopped vehicle	\$850.32	\$1,482.00
T990800	American Family Insurance as Subrogee for Requita & Chris Balk	Claimant's vehicle damaged and personal injuries received when a DOT snowplow allegedly entered the intersection and struck vehicle	\$8,072.55	\$6,576.05
T990801	Susanne Garton	Alleges debris from overpass fell, damaging windshield	\$313.50	\$287.27
T990807	State Farm as Subrogee for Charles Kuncie	State driver backed into claimant's vehicle	\$749.99	\$749.99
T990809	Highway Convenience dba AMPRIDE	State driver backed into object	\$342.38	\$342.38
T990810	Kristofer Kunkel	State driver backed into claimant's vehicle	\$813.39	\$813.39
T990812	State Farm Insurance as Subrogee of Jeff Buscher	DOT vehicle allegedly sideswiped parked vehicle while winging	Unspecified	\$3,802.82
T990822	James W. Blitgen	DOT snow plow allegedly struck and damaged claimant's pick up	\$5,669.69	\$4,882.82

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990825	Chad Stewart Hobbiebrunken	DOT power washer allegedly threw rocks damaging windshield	\$185.61	\$185.61
T990830	Albert DeWayne Sturtz	Empty DOT brine tank blew into EE's vehicle	\$783.18	\$783.18
T990831	Allied Group Insurance as Subrogee of Jay Helke	DOT plow allegedly backed into vehicle, damaging hood & fender	\$1,948.09	\$1,948.09
T990832	Allied Insurance Group as Subrogee of Matthew Wade	Alleges sand/object from sander struck/damaged window	\$206.21	\$206.21
T990834	Renea Lynn Otis	Alleges vehicle damaged by ISU snow removal equipment	\$510.20	\$510.20
T990835	Denise Ann Oxley	DOT vehicle allegedly backed into vehicle, damaging quarter panel & light	\$3,147.02	\$3,081.52
T990840	Kedron Bardwell	Alleges property damaged by leak in ISU building	\$200.00	\$200.00
T990841	Janice Zenisek	State vehicle struck pedestrian	\$200.00	\$150.00
T990842	Traci M. Anderson	State vehicle struck claimant's vehicle	Unspecified	\$1,678.40
T990843	Elizabeth Ann Soenen	State driver backed into claimant's vehicle	\$420.00	\$421.79
T990844	Wesley Kendall	Claimant's razor damaged by staff while cleaning it at Iowa Veterans Home	\$57.74	\$57.74
T990846	Betty Buckley-Howard	Claimant files claim for irreparable damage to a ceramic squirrel by staff who knocked it off of a shelf	\$10.00	\$10.00
T990851	Alfred Johnson	DOT plow allegedly struck & damaged mailbox	\$20.84	\$20.84
T990852	Virginia L. Manning	DOT truck allegedly lost rocks off load damaging windshield	\$260.40	\$260.40
T990853	Diane M. Burkemper	State driver backed into claimant's vehicle	Unspecified	\$252.10

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990854	Mary Gantz	State driver rear-ended claimant's vehicle	Unspecified	\$1,643.74
T990856	Christopher James Kielsmeier	State vehicle backed into claimant's vehicle	Unspecified	\$298.03
T990859	State Farm Insurance as Subrogee of Salome Raheim	State driver backed into claimant's vehicle	\$1,955.52	\$1,955.52
T990860	Samuel Kuperman	State vehicle door struck claimant vehicle	\$201.00	\$201.00
T990879	Lang Hoang Tsoi	State vehicle rear-ended claimant's vehicle	Unspecified	\$1,551.61
T990880	Janet Kay Turbes	State vehicle caused rear-end chain reaction	Unspecified	\$2,065.64
T990889	Dawn M. Bain	Chunk of concrete from under ground drive hit vehicle	\$100.00	\$100.00
T990891	Eleisha Marie Barnett	Claimant alleges she experienced a severe allergic reaction to an antibiotic prescribed by physician at the UIHC	\$11,893.95	\$66.00
T990894	Oliver Elrod		\$200.00	\$199.87
T990896	Karen Lea Patterson	Vehicle allegedly drove thru yellow paint on Ames streets	\$182.32	\$182.32
T990900	William Lofstrom	DOT herbicide spray allegedly damaged crop	\$171.30	\$171.30
T990902	Kimberly Sue Klemme	Alleges property damages by broken chair in ISU classroom	\$50.40	\$50.40
T990903	Henrique Cheng	State vehicle backed into claimant's vehicle	\$1,071.95	\$1,009.58
T990905	Kelly Jo Snyder	State vehicle rear-ended claimant's vehicle	\$667.09	\$667.09
T990909	Elizabeth L. Donovan	State vehicle caused rear-end chain reaction	\$1,244.65	\$1,244.65
T990910	Barbara L. Olson	Alleges injuries sustained during punch biopsy at UIHC Family Care Center	\$2,000.00	\$2,000.00

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990913	Farmers Insurance Company, Inc. as Subrogee of Deric Wheeler	State vehicle rolled into claimant's vehicle	\$3,022.28	\$3,022.28
T990914	Farm Bureau Mutual Insurance Company as Subrogee of Gary Liebe	Left side of semi allegedly struck by snowplow	\$4,012.97	\$3,411.02
T990915	James Joseph Staab	DOT truck allegedly lost rocks off load damaging windshield	Unspecified	\$256.72
T990917	Charles Henry Pitzer	Alleges gravel off DOT truck struck/damaging windshield	\$537.64	\$537.64
T990918	Nick Price	Alleges property damaged by ISU employee	\$200.00	\$200.00
T990923	Michael Murphy	Alleges DOT snowblower damaged mailbox	\$56.00	\$56.00
T990925	Stewart L. Burger	Vehicle allegedly drove thru yellow paint on Ames streets	\$190.80	\$190.80
T990928	Roger F. Bishop	Claimant's vehicle damaged by gate arm while attempting to exit Capitol Complex parking lot #8	\$194.40	\$194.40
T990929	Eric K. Hepp	State vehicle backed into two vehicles	\$472.15	\$597.55
T990930	Sarah Ane Perau	Alleges property damaged by leak in residence hall	\$200.00	\$200.00
T990933	Tony Rasavanh	Claimant alleges suffering emotional as well as physical injury as a result of a search warrant execution	\$50,000.00	\$1,750.00
T990934	Hung Vu Pham	Claimant alleges to have suffered emotional as well as physical injury as a result of a search warrant execution	\$50,000.00	\$1,750.00
T990935	Kiet Anh Ho	Claimant alleges to have suffered emotional as well as physical injury as a result of a search warrant execution	\$50,000.00	\$1,750.00

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990936	Vilay Nguyen	Claimant alleges to have suffered emotional as well as physical injury as a result of a search warrant execution	\$50,000.00	\$1,750.00
T990937	Tuan Anh Dao	Claimant alleges to have suffered emotional as well as physical injury as a result of a search warrant execution	\$50,000.00	\$1,750.00
T990938	Vieng T. Baccam	Claimant alleges to have suffered emotional as well as physical injury as a result of a search warrant execution	\$50,000.00	\$1,750.00
T990944	City of Ossian	DOT pickup allegedly struck parked city pickup	\$363.09	\$363.09
T990945	Jerry Allen Kilts	Alleges ISU employee threw object which accidently struck his vehicle	\$479.50	\$479.50
T990948	Krista Hickson	State driver sideswiped claimant's vehicle	\$541.80	\$541.80
T990949	Charles Anthony Leeper	State driver backed into claimant's vehicle	\$1,422.00	\$1,015.37
T990950	Tim Melican	Claimant's vehicle sustained damage while being leased to ISU	\$11,699.05	\$7,304.72
T990951	Martin McGrane	DOT mower allegedly threw rock, damaging vehicle windshield	\$617.98	\$617.98
T990955	Linda L. Pickering	Claimant's vehicle damaged by General Services mowing grass	\$100.00	\$100.00
T990960	Francis P. Hurley	Polk County Clerk of Court returned garnished funds to Florence Redman instead of Farmers Savings Bank	\$2,449.30	\$2,449.30
T990961	Francis P. Hurley	See T990960	\$2,449.30	See T990960
T990962	Joseph G. Bertroche Sr.	See T990960	\$2,449.30	See T990960

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T990963	Joseph G. Bertroche Sr.	See T990960	\$2,449.30	See T990960
T990969	Triple U Ranch, Inc.	DOT vehicle slid on ice, allegedly striking private fence	\$2,600.00	\$2,000.00
T990972	James Howard Fliehler	Claimant's vehicle damaged by gate arm while entering Capitol Complex parking lot #12	\$241.15	\$241.15
T990979	Brad Steven Burnett	DOT mower allegedly threw object, damaging left side of vehicle	\$652.00	\$606.21
T990980	City of Correctionville	Chunk of asphalt on shoulder damaging ambulance	\$791.00	\$791.00
T990981	Ryder Transportation Services	State driver sideswiped claimant's vehicle	\$756.64	\$756.64
T990997	Eileen A. Bartlett	Claimant's pickup damaged by gate arm while entering parking lot #16	\$481.62	\$481.62
T990998	David R. Patterson	DOT mower allegedly threw rock, damaging passenger window	\$341.37	\$341.37
T990999	Tonya Christine Riley	Alleges ISU residence hall employee lost her package	\$111.94	\$111.94
T991000	Stephanie Sue Boal	DOT allegedly rear-ended vehicle, caused chain reaction	\$983.37	\$983.37
T991001	Stephen P. Wilson	Alleges vehicle damaged by weedeater	Unspecified	\$258.79
T991002	Wallace C. Winter	DOT mower allegedly threw object, damaging vehicle	\$317.03	\$317.03
T991006	Eldon L. Knudson	DOT mower allegedly threw rock, damaging vehicle passenger window	\$239.44	\$278.39
T991007	Brian Sonn Coleman	Alleges snow pushed over bridge struck/damaged windshield	\$239.56	\$239.56

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T991018	Cindy K. Denklau	Collision with vehicle at intersection	\$3,250.00	\$975.00
T991020	Dennis D. Narland	DOT mower allegedly threw rock, damaging passenger window	Unspecified	\$202.44
T991022	Carolyn Sue Quimby	Claimant seeks reimbursement to resolve a dispute involving the Child Support Recovery Unit	\$744.11	\$531.00
T991023	Robert D. Ledford	DOT plow allegedly struck & damaged mailbox	\$73.46	\$73.46
T991027	Garry Alan Nutter	State driver made U-turn hitting claimant's vehicle	\$2,500.00	\$2,846.00
T991033	Western Waterproofing Company, Inc.	DOT mower allegedly threw rock, damaging vehicle window	\$231.50	\$231.50
T991034	Marcella Lee Fitzner	DOT mower allegedly threw rock, damaging side rear window	\$424.22	\$360.38
T991035	Charlotte S. Bertlshofer	Alleges vehicle damaged by golf ball from U of I golf course	\$5.80	\$5.80
T991041	Shirley LeRoy Davis	DOT mower allegedly threw rock damaging vehicle	\$233.40	\$233.40
T991042	Lyle Mitchell	DOT mower allegedly threw rock, damaging vehicle window & payment	\$1,313.15	\$1,313.15
T991043	Steve Poland	DOT mower allegedly threw rock, damaging vehicle passenger door	\$213.51	\$213.51
T991044	John William Marker	Claimant's vehicle damaged by rock from mower	\$194.47	\$194.47
T991045	Bradd Patrick Hahn	DOT mower allegedly threw piece of tire damaging vehicle	\$954.50	\$954.50
T991046	Robert L. LaMar	DOT mower allegedly threw rocks damaging vehicle & windshield	Unspecified	\$1,738.28

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T991047	Brian Hanson	DOT mower allegedly threw chunk of asphalt into vehicle	\$965.66	\$965.66
T991048	Barbara Jean Nissen	Signs & posts allegedly fell from DOT truck, vehicle hit	\$174.64	\$174.64
T991053	John Wood	Claimant's vehicle damaged by gate arm	\$100.00	\$100.00
T991061	Donald Hall	Claimant's Norelco razor damaged at Iowa Veterans Home	\$98.00	\$98.00
T991062	Larry W. Perdue Sr.	DOT mower allegedly threw rock, damaging vehicle	\$278.62	\$278.62
T991064	Michael Lee Stille	DOT truck allegedly threw rock damaging windshield	\$277.00	\$270.19
T991067	Karon Ann Griffin	Chucks of concrete from under ground drive hit vehicle	\$2,280.00	\$2,494.13
T991070	Linda Jane Wilkening	Push mower allegedly threw object, damaging vehicle side window	\$308.24	\$308.24
T991081	Cheryl R. Rochenberger	DOT weedcater allegedly threw object, damaging windshield	\$670.99	\$318.06
T991083	Mark Allen Wiese	Sign from DOT maintenance operation struck by vehicle	\$1,659.76	\$1,659.76
T991085	Mary Ann Burnett	DOT crack sealing operation allegedly damaged windshield	\$330.60	\$330.60
T991086	Matthew Gopin	Alleges injuries sustained from defective equipment in fitness facility	\$132.00	\$333.28
T991088	Randy P. & Diane L. Smith	DOT mower allegedly threw rock/damaging vehicle door window	Unspecified	\$316.93
T991089	Clarence L. Ishman	Claimant's razor damaged at Iowa Veterans Home	\$70.00	\$70.00

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T991090	IMT Insurance Company as Subrogee of Clayton Worrell	DOT snowplow allegedly proceeded through stop sign, struck claimant's vehicle	\$8,820.00	\$4,410.00
T991092	Darwin & Barbara Evans	DOT mower allegedly threw debris, damaging vehicle	\$215.27	\$215.27
T991096	James M. Boniface	Claimant's personal laptop computer damaged at Iowa Veterans Home	\$173.25	\$173.25
T000002	Tyrel John Schue	State vehicle struck claimant's vehicle	\$761.40	\$761.40
T000005	Brian Clayton	DOT mower allegedly threw object, damaging vehicle door	\$252.75	\$324.02
T000006	Hung Vu Pham	DOT mower allegedly struck vehicle	\$6,053.00	\$3,650.00
T000009	Home Oil Stations, Inc.	DOT trailer struck corner of building & door	\$2,348.35	\$2,348.35
T000011	Doris V. Watson	Alleges property accidently discarded by UIHC employee	\$647.50	\$647.50
T000012	Ann M. Davis	Alleges property stolen while in custody of UIHC	\$390.00	\$390.60
T000013	S.C. Johnson & Son, Inc.	Vehicle allegedly sprayed with paint from DOT painting operator	\$222.60	\$222.60
T000017	Steven Harold Priske	Claimant's van damaged by mower that threw a rock	\$212.00	\$212.00
T000026	Dorothy Morgan	DOT vehicle & 2nd vehicle backed into each other	\$852.96	\$852.92
T000028	Lorelei Jean Flanigan	State vehicle turning left struck claimant's vehicle	\$657.34	\$657.34
T000031	Shon A. Smith	State vehicle backed into parked claimant's vehicle	\$450.00	\$461.20
T000034	Martin Hoekstra	DOT mower allegedly threw rock, damaging vehicle windshield	\$338.35	\$338.35

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T000035	Jerry E. Wood	State vehicle's door hit claimant's vehicle	\$420.03	\$339.95
T000036	Fonda Christensen	State driver sideswiped claimant's vehicle	\$1,033.14	\$987.49
T000037	Marie Ekdorn	Vehicle allegedly struck work sign, blown by semi into road	\$377.58	\$377.58
T000039	Charlotte Joan Carstens	DOT mower allegedly threw rock, damaging vehicle quarter panel	\$352.28	\$352.28
T000041	Roland Kenneth Swanson	DOT mower allegedly threw rock damaged vehicle door	\$836.76	\$836.76
T000043	Donald Edward Greenley	DOT mower allegedly threw rock, damaging rear window of vehicle	\$275.73	\$275.73
T000045	Brian C. Mulcahy	DOT mower allegedly threw object, damaging vehicle side window	\$575.80	\$575.80
T000046	Neno Frank Diane	Valet loses claimant's remote	\$81.18	\$81.18
T000047	Carrie Waldron	State vehicle caused rear-end chain reaction	\$1,784.26	\$1,784.26
T000051	American Family Insurance as Subrogee for Noor Musadirq and Kassior Habib Alawi Habib	DOT allegedly rear-ended vehicle, caused chain reaction	\$2,350.00	\$2,350.00
T000052	Constance R. Peterson	State vehicle rear-ended claimant's vehicle	\$2,600.00	\$2,523.51
T000057	Nancy Sue Foelske	DOT truck allegedly lost rock, chipping windshield	\$31.00	\$31.80
T000058	Dean R. Cole	Alleges cattle died from exposure to toxins on U of I property	\$3,855.00	\$3,855.00
T000060	Joseph Eugene Williams	State vehicle backed into parked claimant's vehicle	\$1,687.65	\$1,687.65
T000062	James D. Woodard	DOT mower allegedly threw rock damaging vehicle windshield	\$289.00	\$289.38

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T000066	Deborah Ann Pickrell	DOT mower allegedly threw object, damaging vehicle	\$483.12	\$483.12
T000069	JoAnn Hutchinson & Charles A. Hutchinson	Tarp on bridge allegedly came loose, debris fell on vehicle	\$1,078.00	\$1,027.12
T000070	Nicole Brooke Guerrero	DOT mower changing lanes, struck vehicle	\$5,300.00	\$1,935.00
T000072	Heather and Chris Lindgren	DOT brush cutter allegedly threw rock, damaging vehicle	\$513.66	\$302.00
T000074	Frank J. Sandeen	DOT vehicle allegedly rear-ended vehicle at traffic light	\$427.22	\$354.41
T000077	William S. Gray	DOT truck lost object out of box damaged windshield	\$31.45	\$31.45
T000078	Shelly Jo Schaeuble	Rock from maintenance operation allegedly damaged windshield	\$186.75	\$186.75
T000079	Betty M. Schaper	Claimant's grave decorations were disposed of	\$60.00	\$60.00
T000080	Raymond George Reasland Jr.	State vehicle backed into parked claimant's vehicle	\$500.00	\$467.55
T000082	Tony Duke	DOT mower allegedly threw rocks, damaging vehicle	\$370.05	\$370.05
T000083	James Jeffrey Benson	DOT vehicle allegedly backed into vehicle stopped at sign	\$825.12	\$771.40
T000084	Timothy R. Graham	DOT mower allegedly threw debris, damaging vehicle windshield	\$165.46	\$165.46
T000087	Mary M. Tamulis	State vehicle caused rear-end chain reaction	\$803.73	\$433.24
T000090	Central Business Forms - Mike Gourley	DOT mower threw chunk of concrete, damaging vehicle	\$760.67	\$760.67
T000099	Marliss F. DeJong	DOT mower allegedly threw rock, damaging vehicle door	\$427.56	\$427.56

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T000103	Jessie Faulk	Claimant's personal shirt damaged at Cherokee Mental Health Institute	\$20.00	\$20.00
T000105	Donald Norman Thoreson	DOT vehicle allegedly struck vehicle while attempting to pass	\$2,644.54	\$2,644.54
T000110	Nancy Zak	State vehicle backed into parked claimant's vehicle	\$386.51	\$404.05
T000116	George G. Lehmann	Valet damaged cruise control	\$159.86	\$159.86
T000122	Michael W. Euchner	Rocks from DOT edge rutting operation allegedly damaged vehicle	\$2,107.06	\$2,107.06
T000123	Tanya Martinez	DOT vehicle allegedly backed out of alley, striking vehicle	\$3,000.00	\$1,500.00
T000127	Murphy's Power Equipment, Inc.	Rocks from DOT vehicle allegedly struck & damaged vehicle	\$1,803.52	\$1,742.45
T000132	Michael G. Hoing	DOT mower allegedly threw rock, damaging windshield	\$519.70	\$228.04
T000137	Steven C. Caslavka	Claimant's 5th Wheel Camper damaged by mower at Pine Lake State Park	\$520.12	\$320.12
T000142	Rosanna Bayless Dunshee	DOT vehicle backed into DOT EE parked vehicle	\$1,349.31	\$1,349.31
T000144	Elgin L. Lester	State vehicle rear-ended claimant's vehicle	\$154.77	\$154.77
T000145	Mary Darlene Chinberg	Debris from DOT vehicle struck & damaged windshield	\$300.00	\$109.14
T000149	Viola Lenth	Claimant's shoes lost at Independence Mental Health Institute	\$74.24	\$74.24
T000158	American Family Insurance as Subrogee of Donald Thoreson	DOT vehicle allegedly struck vehicle while attempting to pass	\$372.75	\$372.75

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T000159	Jennifer Edith Ohnemus	DOT mower allegedly threw metal damaging vehicle	\$962.37	\$962.37
T000170	Steve J. Mondl	Claimant's motor home's rear bumper damaged by Lake Darling State Park employee, riding a lawn mower	\$185.00	\$185.00
T000174	Jerome D. (Jerry) Fitzgerald	State vehicle backed into parked claimant's vehicle	\$395.08	\$395.08
T000178	Jerry Bray	DOT mower allegedly threw gravel damaging vehicle	\$397.40	\$386.80
T000180	Candace A. Becher	DOT mower allegedly threw debris damaging vehicle	\$547.52	\$547.52
T000184	Paul J. Retterath	Alleges vehicle damaged by exposure to power plant discharge	\$55.35	\$55.35
T000185	Larry Eugene Moses	Alleges vehicle damaged by exposure to power plant discharge	\$68.90	\$68.90
T000195	Robert Arthur Lindgard	Alleges vehicle damaged by exposure to power plant discharge	\$64.00	\$63.60
T000196	Randal Lee High	Alleges vehicle damaged by exposure to power plant discharge	\$1,355.09	\$1,355.09
T000197	Dennis Dale Craun	Alleges vehicle damaged by exposure to power plant discharge	\$850.32	\$850.32
T000204	Joel F. Ahart	Rocks allegedly fell off DOT truck, damaging windshield	\$697.37	\$697.37
T000207	Mary Edna Cook	Vehicle allegedly struck DOT row marker, damaging tire	\$65.99	\$65.99
T000208	Concord Township Cemetery	DOT vehicle allegedly backed into brick cemetery pillar	\$1,250.00	\$1,250.00
T000228	Delbert Dean Powers	Unattended DOT vehicle allegedly rolled into vehicle	\$1,904.92	\$1,904.92

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T000229	Shannon Kathleen Ford	State vehicle backed into parked claimant's vehicle	\$1,096.07	\$1,096.07
T000235	Glen Robert Wyborny	Erosion control fabric allegedly caused flooding	\$3,008.14	\$3,008.14
T000237	Control Services, Inc./ Green Beauty Lawn Care	Claimant's vehicle damaged by rock thrown by mower	\$458.48	\$458.48
T000241	Barbara T. Harrington	DOT weed eater allegedly threw rock damaging van window	\$237.10	\$237.10
T000242	State Farm Mutual Automobile Insurance Company	State vehicle backed into parked claimant's vehicle	\$2,265.75	\$2,265.75
T000246	INSPRO Insurance as Subrogee of Heavy Company	DOT vehicle allegedly struck parked vehicle	\$1,456.72	\$1,456.72
T000250	James W. Wiekamp	DOT mower allegedly threw rock damaging vehicle door	\$271.57	\$271.57
T000251	Shirley Lorraine Walston	Pedestrian allegedly tripped on recorder hose	\$373.72	\$373.72
T000253	State Farm Insurance as Subrogee of Loren and Harriett Johnson	DOT paint truck allegedly sprayed paint on claimant's vehicle	Unspecified	\$7,110.67
T000258	Jeffrey John Fiala	Claimant's camper damaged by rock thrown by mower	\$173.97	\$173.97
T000260	Shirlee Jene Butler	DOT vehicle allegedly backed into parked vehicle	\$1,778.45	\$1,778.45
T000262	Adam Jay Miller	State vehicle rolled back into claimant's vehicle	\$1,860.25	\$1,860.25
T000274	Andrea L. Orthmann	Vehicle allegedly damaged by counter hose	\$1,382.43	\$1,382.43
T000288	Peter A. Sawyer	State vehicle backed into parked claimant's vehicle	\$1,527.67	\$1,184.75
T000289	Mary Jane Michael	DOT vehicle allegedly backed into DOT EE parked vehicle	\$349.17	\$349.17

<u>CLAIM</u>	<u>FULL NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>PAID</u>
T000290	Jacqueline M. Olsommer	Vehicle allegedly sprayed with paint from DOT painting operator	\$2,816.97	\$2,816.97
T000295	Ann M. Baker	Rock allegedly came off DOT vehicle, damaging vehicle windshield	\$617.77	\$617.77
T000296	Jason Matthew Choate	Unattended DOT vehicle rolled into DOT EE parked vehicle	\$643.05	\$643.05
T000305	Yvonne Marie (Bonnie) Arnold	Rocks allegedly fell from DOT vehicle, damaging vehicle	\$203.66	\$140.07
T000309	Darlene Kretzschmar	Claimant's vehicle damaged by Iowa State Fairgrounds vehicle	\$1,092.18	\$1,092.18

Monies Paid From General Fund For Settlements & Judgements during 1999

<u>Warrant No.</u>	<u>Claimant</u>	<u>Amount Paid</u>
04094816	New Vienna Savings Bank	\$6,500.00
03942582	Polk County Clerk of Court – Thompson, Brian vs. State – Court Costs	\$1,726.39
03876422	Thomas J. Reilly Law Firm and Ronald Mark Bradley – Ronald Mark Bradley vs. State of Iowa and Marc Alan Griggs	\$12,750.00
EC	Board of Regents – Fleharty vs. Iowa School for the Deaf and the Board of Regents	\$25,000.00
03925291	Parrish, Kruidenier, Moss, Dunn, Montgomery & Thomas – Fleharty vs. Iowa School for the Deaf and the Board of Regents	\$25,000.00
03925290	Lynch, Dallas, Smith & Harman Law – Koury vs. UIHC	\$600.00
04026078	Mears Law Office – Frederick Leon Boutchee – Boutchee vs. Ault	\$200.00
04258190	Henry Law Firm – Estate of Ileen J. Johnson vs. State of Iowa	\$13,897.93
04258191	Estate of Ileen Johnson – Estate of Ileen J. Johnson vs. State of Iowa	\$82,597.65
04258188	Belin Lamson McCormick Zumbach Flynn – Estate of Ileen Johnson	\$1,081.00
04258189	James Law Firm PC, The – Estate of Ileen J. Johnson vs. State of Iowa	\$28,504.42
04113393	Daniel Ertz – Ertz, et al. vs. State of Iowa	\$25,750.00
01913400	Bernice M. Johnson – Bernice Johnson vs. State of Iowa	\$20,378.06
04476834	Iowa Title XIX Program – Medicaid Reimbursement – Patricia Tripp vs. State of Iowa	\$266.67
04476833	James Hoffman – Patricia Tripp vs. State of Iowa	\$200.00

<u>Warrant No.</u>	<u>Claimant</u>	<u>Amount Paid</u>
04476832	Patricia L. Tripp – Patricia Tripp vs. State of Iowa	\$133.33
04556645	All State Settlement Corporation – Stacy Burgin, Individually and Parent and as Next Friend of Zachary Alan Taggart vs. State of Iowa	\$85,000.00
04556644	White & Johnson – Stacy Burgin, Individually and Parent and as Next Friend of Zachary Alan Taggart vs. State of Iowa	\$65,000.00
04392363	Iowa State University – Melinda Gallagher vs. ISU	\$126,275.00
04392364	Richard Schlegel, II – Steven Wittbecker vs. State of Iowa	\$32,250.81
04378801	Beerman Swerdlove Genin Woloshin Barezky Becker & London – Lawrence Barezky – Steven Wittbecker vs. State of Iowa	\$30,664.19
04378800	Wittbecker, Steven – Steven Wittbecker vs. State of Iowa	\$112,085.00
04993765	Planned Parenthood of Greater Iowa	\$53,626.58
EC	David Grove/Iowa Public Television – independent contractor	\$17,036.98
04788467	Dickson, Mackaman, Tyler & Hagen – David Grove	\$1,350.00
04788465	Shellie L. Smith – Shellie Smith vs. Roxanne Lynn Johnson – Public Safety	\$250.00
04788466	State Farm Insurance Company – Shellie Smith vs. Roxanne Lynn Johnson – Public Safety	\$7,016.30
04788469	Peters Law Firm – Shellie Smith vs. Roxanne Lynn Johnson – Public Safety	\$4,027.44
04788468	Coppolla, Sandre, & McConville – Strawn vs. Department of General Services	\$7,659.00
04666189	Mears Law Office – Gunn vs. Burton	\$2,253.50
05235814	Hellige Lundberg – Bush vs. Iowa National Guard	\$61,655.98
05235815	Thomas Clark Jr. – Gomez vs. Maschner	\$3,798.32
95235816	Great-West Life & Annuity Insurance Company – Financial Administrative Services Corporation – Benefits Communications Corporation – Benefits Corp Equities, Inc. – Great West Life Annuity Insurance Company vs. Deferred Compensation Provider	\$200,000.00
05235817	David A. Grove – David Grove vs. Iowa Public Television	\$2,700.00
EC	Rachel Strawn – Strawn vs. State of Iowa Department of General Services – through payroll	\$16,681.00
Refund	Farm Bureau Mutual Insurance Company – Dennis Lichteig vs. State of Iowa	-\$25,000.00
05068139	Dennis Lichteig – vs. State of Iowa	\$55,651.98
EC	Bush vs. Iowa National Guard – through payroll	\$121,924.02
05824097	Mears Law Office – Ochs vs. Hundley	\$769.90
05670773	Sixth Judicial District – Evans vs. Sixth Judicial District	\$60,000.00

<u>Warrant No.</u>	<u>Claimant</u>	<u>Amount Paid</u>
05714285	Allstate Insurance Company – David Waite and Brian Waite vs. Gerald Bowser	\$1,395.12
05677516	Diaz Law Firm – Evans vs. Sixth Judicial District	\$20,000.00
05677517	Iowa State University – Beth Kumar vs. Iowa State University	\$79,303.12
05677518	Goebel & Koury – David Wait and Brian Waite vs. Gerald Bowser	\$730.62
05354893	Linn County Clerk of Courts – In Interest of J.C.M. Ia.S.Ct. 98–0818	\$108.00
05354889	Heslinga Heslinga Dixon – Bruns vs. State of Iowa	\$3,024.50
05354890	Clerk, US District Court – Johnson vs. Piper Lawson Carle	\$365.04
05354891	Jeff Winters – Winters vs. Maschner	\$150.00
05354892	University of Iowa Hospital and Clinics – Bruns vs. State of Iowa	\$1,175.50
05534976	Mears Law Office – Smith vs. Reid	\$800.00
06301158	Parrish Law Firm – Stadlman vs. the State of Iowa Board of Regents	\$25,000.00
009542	Iowa State Board of Regents	\$45,000.00
06252889	Story County Clerk of Courts – Bruce Risdall vs. IDHS	\$80.00
05994105	Leonard R. Holland – Nicole Dickerson vs. State of Iowa	\$2,000.00
05994106	Nicole Dickerson – Nicole Dickerson vs. State of Iowa	\$5,500.00
05994107	Ollie W. Howell & Jeffrey Lipman – Howell vs. Dunham	\$500.00
05994108	Lipman Law Firm – Howell vs. Dunham	\$1,650.00
Cash Receipt	St. Paul Fire & Marine Insurance Company – Ernest J. Johnson, Executor of the Estate of Ileen J. Johnson vs. State of Iowa and University of Iowa Hospitals & Clinics (Tort Claim No. T971140)	-\$41,666.67
06362008	Lee County Clerk of Courts – Sprous vs. Iowa District Court for Lee County	\$433.40
Cash Receipt	St. Paul Fire & Marine Insurance Company – Estate of Neal Weller (T980613)	-\$60,000.00
Cash Receipt	St. Paul Fire & Marine Insurance Company – Mark Greiner vs. Faculty Practice Plan (T990476)	-\$10,000.00
06608087	Cleo R. Ellingson – Cleo Ellingson vs. Carl McPherson and the Dept. of Elder Affairs	\$5,000.00
06608086	Patricia K. Wengert – Cleo Ellingson vs. Carl McPherson and the Dept. of Elder Affairs	\$2,000.00
06737290	University of Northern Iowa – Settlement of JoAnn Cummings Lawsuit	\$12,153.00
EC	Brenda Tart vs. State of Iowa – Correctional Institute for Women	\$10,000.00
07117456	Sammie Gates vs. State of Iowa – \$75.00 retained for offset	\$150.00
07105398	Bradley Cherryholmes vs. State of Iowa	\$73,333.00
07074341	Lipman Law Firm – Bethann Hickman vs. Rollinger	\$1,000.00
07074340	John L. Thompson – Joseph Andrew Thomas vs. State of Iowa	\$800.00

<u>Warrant No.</u>	<u>Claimant</u>	<u>Amount Paid</u>
07074339	Diaz Law Firm – Bradley Cherryholmes vs. State of Iowa	\$36,666.67
07067424	Sandra Holter – Estate of Zachery Holter Polk County Law	\$60,000.00
07067423	Lanny Martin and the Tom Riley Law Firm – Lanny Martin vs. State of Iowa	\$38,500.00
07067425	Harry Adams and his Attorney Robert B. Garver – Harry Douglas Adams vs. State of Iowa	\$6,000.00
07067426	Lydia E. Gutierrez and Ball Kirk and Holm P.C. – Lydia E. Gutierrez vs. State of Iowa	\$17,250.00
07004966	Tom Riley Law Firm Trust Account on behalf of Kaleb Steven and Jill Weintraut – Weintraut vs. State of Iowa	\$450,000.00
06902864	Mary Tumilson, Donald Tumilson & Mark W. Fransdal	\$20,000.00
06902870	Cheryl Enockson – Enockson vs. State of Iowa	\$325,000.00
06870034	Marc Moen – Mohammad Abdel Yousef vs. State of Iowa	\$1,875.95
06870033	Mohammad Yousef – Mohammad Abdel Yousef vs. State of Iowa	\$3,124.05
	Robert A. Wright – Sammie Gates vs. State of Iowa	\$150.00
06934461	Scott Wagg and Schweitzer & Wink – Scott Wagg vs. State of Iowa	\$1,404.30
07160762	United States Southern District Court – Laurence Burgin vs. Hendricksmeier	\$136.06
07131109	Joseph Andrew Thomas – Joseph Andrew Thomas vs. State of Iowa	\$1,700.00
07160739	Lee County Clerk of Courts – Lyon vs. State of Iowa	\$95.00

Money Paid From DOT Fund For Settlements & Judgements during 1999

<u>Warrant No.</u>	<u>Claimant</u>	<u>Amount Paid</u>
05718057	Christine Meyers & Thomas Meyers and Thomas Meyers and Fuerste Law Firm, their Attorneys	\$15,000.00
06052984	Max D. Beavers and Jean Beavers – Max D. Beavers vs. State of Iowa	\$2,500.00
06052988	Polk Country Clerk of Courts – Max D. Beavers vs. State of Iowa	\$50.00
06729476	Carole A. Tillotson	\$519.47

CERTIFICATE OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that a certificate of recognition has been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\210 Nora (Mom) Baudler, Fontanelle – For celebrating her 87th birthday.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 605

Judiciary: Jager, Chair; Ford and Millage.

House Study Bill 606

Judiciary: Thomson, Chair; Myers and Shey.

House Study Bill 607

State Government: Martin, Chair; Holmes and Whitead.

House Study Bill 610

Commerce and Regulation: Hansen, Chair; Osterhaus and Raecker.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 505), regarding application of the margin of error for chemical test evidence used in operating while intoxicated prosecutions.

Fiscal Note is not required.

Recommended **Do Pass** February 3, 2000.

Committee Bill (Formerly House Study Bill 529), relating to the exceptions to the requirement of holding a hearing in a dissolution of marriage action.

Fiscal Note is not required.

Recommended **Do Pass** February 3, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 542), relating to the appointment of emergency management coordinators.

Fiscal Note is not required.

Recommended **Do Pass** February 1, 2000.

On motion by Brunkhorst of Bremer the House adjourned at 9:35 a.m., until 1:00 p.m., Monday, February 7, 2000.

JOURNAL OF THE HOUSE

Twenty-ninth Calendar Day - Eighteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 7, 2000

The House met pursuant to adjournment at 1:05 p.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Jack Gray, pastor of Calvary Christian Reformed Church, Orange City.

The Journal of Friday, February 4, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Reverend Jack Gray, Orange City.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Millage of Scott on request of Rants of Woodbury.

INTRODUCTION OF BILLS

House File 2162, by Larson, a bill for an act relating to the development of a methodology to be used for reimbursement of psychiatric medical institutions for children under the medical assistance program.

Read first time and referred to committee on **human resources**.

House File 2163, by Teig and Arnold, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty.

Read first time and referred to committee on **natural resources**.

House File 2164, by Sukup, Baudler, Metcalf, Jacobs, Dotzler, Falck, Holveck, Dix, Brunkhorst, Kettering, and Garman, a bill for an act relating to the reversion to the Iowa finance authority of unencumbered moneys received by certain nonprofit corporations from the Iowa finance authority and providing an effective date.

Read first time and referred to committee on **economic development**.

House File 2165, by Sukup and Cormack, a bill for an act relating to the review of applications for the community attraction and tourism development program.

Read first time and referred to committee on **economic development**.

House File 2166, by Arnold, Brunkhorst, Klemme, and Van Engelenhoven, a bill for an act appropriating funds for the acquisition and remodeling of a building for relocation of the Iowa public employees' retirement system headquarters and providing an effective date.

Read first time and referred to committee on **appropriations**.

House File 2167, by Sukup, a bill for an act relating to the maximum annual property tax levy for benefited street lighting districts.

Read first time and referred to committee on **local government**.

House File 2168, by committee on judiciary, a bill for an act relating to the exceptions to the requirement of holding a hearing in a dissolution of marriage action.

Read first time and placed on the **calendar**.

House File 2169, by committee on local government, a bill for an act relating to the appointment of emergency management coordinators.

Read first time and placed on the **calendar**.

House File 2170, by committee on judiciary, a bill for an act regarding application of the margin of error for chemical test evidence used in operating while intoxicated prosecutions.

Read first time and placed on the **calendar**.

House File 2171, by Huser, a bill for an act relating to minors' school driver's licenses.

Read first time and referred to committee on **transportation**.

CONSIDERATION OF BILLS Regular Calendar

House File 2105, a bill for an act adopting the nurse licensure compact, was taken up for consideration.

Bradley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2105)

The ayes were, 91:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Bukta
Cataldo	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Drake	Drees	Eddie
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven

Van Fossen Wise	Weigel Witt	Welter Mr. Speaker Siegrist	Whitead
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The nays were, 4:

Carroll	Dotzler	Falck	Kreiman
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Absent or not voting, 5:

Brunkhorst Weidman	Millage	Taylor, T.	Warnstadt
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2106, a bill for an act prohibiting motor vehicle manufacturers, distributors, wholesalers, and importers from being licensed as, owning an interest in, operating, or controlling a motor vehicle dealer, providing exceptions, and making a penalty applicable, was taken up for consideration.

Blodgett of Cerro Gordo moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2106)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants

Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, none.

Absent or not voting, 4:

Brunkhorst	Millage	Warnstadt	Weidman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2099, a bill for an act affecting eligibility for the beginning farmer loan program, and providing an effective date, was taken up for consideration.

Frevert of Palo Alto offered the following amendment H-8007 filed by her and moved its adoption:

H-8007

1 Amend House File 2099 as follows:
 2 1. Page 1, line 1, by striking the words and
 3 figures "subsection 12, Code 1999, is" and inserting
 4 the following: "subsections 6 and 12, Code 1999,
 5 are".
 6 2. Page 1, by inserting after line 2, the
 7 following:
 8 "6. "Beginning farmer" means an individual,
 9 partnership, family farm corporation, or family farm
 10 limited liability company, as defined in section 9H.1,
 11 with that meets all of the following requirements:
 12 a. Has a low or moderate net worth that and
 13 engages in farming or wishes to engage in farming.
 14 b. Does not claim a property tax exemption for
 15 pollution-control or recycling property in accordance
 16 with section 175.12."
 17 3. Page 1, by inserting after line 28, the
 18 following:
 19 "Sec. __. Section 175.12, Code 1999, is amended
 20 by adding the following new subsection:
 21 NEW SUBSECTION. 6. a person participating in the
 22 program by receiving a loan under this section shall
 23 not claim an exemption for pollution-control or

24 recycling property as provided in section 427.1 for
 25 the period of the loan.
 26 Sec. ____ Section 427.1, subsection 19, unnumbered
 27 paragraph 4, Code Supplement 1999, is amended to read
 28 as follows:
 29 Application for this exemption shall be filed with
 30 the assessing authority not later than the first of
 31 February of the first year for which the exemption is
 32 requested, on forms provided by the department of
 33 revenue and finance. The application shall describe
 34 and locate the specific pollution-control or recycling
 35 property to be exempted. The applicant must certify
 36 that the applicant is not participating in the
 37 beginning farmer loan program as provided in section
 38 175.12."
 39 4. By renumbering as necessary.

Drake of Pottawattamie rose on a point of order that amendment H-8007 was not germane.

The Speaker ruled the point well taken and amendment H-8007 not germane.

Frevert of Palo Alto moved to suspend the rules to consider amendment H-8007.

Roll call was requested by Schrader of Marion and Rants of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-8007?" (H.F. 2099)

The ayes were, 45:

Bell	Bradley	Bukta	Cataldo
Chiodo	Cohoon	Connors	Doderer
Dotzler	Drees	Falck	Fallon
Foege	Ford	Frevert	Garman
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Mundie	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Stevens	Taylor, D.	Taylor, T.
Thomas	Weigel	Whitead	Wise
Witt			

The nays were, 50:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Brauns	Carroll	Cormack	Davis
Dix	Dolecheck	Drake	Eddie
Gipp	Greiner	Grundberg	Hahn
Hansen	Hoffman	Holmes	Horbach
Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Martin	Metcalf
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Welter	Mr. Speaker		
	Siegrist		

Absent or not voting, 5:

Brunkhorst	Heaton	Millage	Warnstadt
Weidman			

The motion to suspend the rules lost.

Drake of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2099)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevrt	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons

Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Fossen
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, 1:

Holveck

Absent or not voting, 5:

Brunkhorst	Millage	Van Engelenhoven	Warnstadt
Weidman			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2099, 2105 and 2106.**

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 7, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2031, a bill for an act relating to violations of the sex offender registry requirements and providing an effective date.

MICHAEL E. MARSHALL, Secretary

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on February 3, 2000. Had I been present, I would have voted "aye" on Senate File 2082.

KUHN of Floyd

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF HUMAN RIGHTS
Division of Criminal and Juvenile Justice Planning

The 1999-2000 Iowa Crime Prevention Community Grant Fund Report, pursuant to Chapter 232.190, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\211 Grant Sutphin, Iowa City – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\212 Ruth Gipple, Fontanelle – For celebrating her 98th birthday.
- 2000\213 Betty and Bob Scott, Stuart – For celebrating their 50th wedding anniversary.
- 2000\214 Grace Kirst, Clinton – For celebrating her 90th birthday.
- 2000\215 Katherine Wilson, Camanche – For celebrating her 80th birthday.
- 2000\216 Louise and Arion Potter, Preston – For celebrating their 50th wedding anniversary.
- 2000\217 Benny Schmieder, Charter Oak – For celebrating his 80th birthday.
- 2000\218 Ola Sleister, Manilla – For celebrating her 88th birthday.
- 2000\219 David Wayne Van Berkum, Sioux Center – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\220 Floyd Middlesworth, Ottumwa – For celebrating his 80th birthday.
- 2000\221 Barbara and Bob Mundell, Ottumwa – For celebrating their 54th wedding anniversary.
- 2000\222 Olive Wolfe, Maynard – For celebrating her 80th birthday.

- 2000\223 Darlene and Chester Franks, Hawkeye – For celebrating their 50th wedding anniversary.
- 2000\224 Keith Hehr, Oelwein – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\225 Dorothy Zikuda, Waterloo – For celebrating her 80th birthday.
- 2000\226 Eleanor Bruns, Waterloo – For celebrating her 80th birthday.
- 2000\227 Lloyd Simester, Waterloo – For celebrating his 80th birthday.
- 2000\228 Helen and Richard Hoppe, Waterloo – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 2092

Judiciary: Thomson, Chair; Baudler and Shultz.

House File 2130

Judiciary: Baudler, Chair; Davis and Parmenter.

House File 2132

Judiciary: Boddicker, Chair; Kreiman and Shey.

House File 2140

Environmental Protection: Drake, Chair; Gipp and Greimann.

House File 2141

Environmental Protection: Brunkhorst, Chair; Alons and Greimann.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 574

Environmental Protection: Brunkhorst, Chair; Alons and Greimann.

House Study Bill 608

Judiciary: Ford, Chair; Boddicker and Shey.

House Study Bill 612

Judiciary: Baudler, Chair; Bell and Jager.

House Study Bill 613

Judiciary: Davis, Chair; Larson and Parmenter.

House Study Bill 614

Judiciary: Shey, Chair; Larson and Shultz.

House Study Bill 625

Judiciary: Thomson, Chair; Baudler and Ford.

House Study Bill 626

Judiciary: Kettering, Chair; Millage and Parmenter.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 627 State Government

Relating to the department of personnel by providing for the duties of the department, the administration of the department, and benefits provided state employees, and providing effective and retroactive applicability dates.

H.S.B. 628 Education

Relating to the renewal date for a license issued by the board of educational examiners.

H.S.B. 629 State Government

Relating to leaves of absence for county employees subject to civil service who are candidates for elective office.

H.S.B. 630 State Government

Relating to gambling games not authorized for racetrack enclosures.

H.S.B. 631 Labor and Industrial Relations

Requiring the commissioner of labor to conduct or contract for a course of instruction for occupational safety and health inspectors.

H.S.B. 632 Transportation

Increasing the scheduled fine for violations of certain rules of the road relating to school buses.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON COMMERCE AND REGULATION

House File 2080, a bill for an act relating to third-party payment of health care coverage costs for biologically based mental illness treatment services.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8011** February 3, 2000.

COMMITTEE ON ECONOMIC DEVELOPMENT

Committee Bill (Formerly House File 2055), relating to the certified school to career program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 3, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 2030), providing for inheritance by great-grandparents, great-aunts and uncles, and second cousins of intestate decedents.

Fiscal Note is not required.

Recommended **Do Pass** February 3, 2000.

Committee Bill (Formerly House Study Bill 567), relating to polygraph examinations of applicants for certain law enforcement or correctional facility positions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 3, 2000.

RESOLUTION FILED

HCR 105, by Sukup, Baudler, Metcalf, Jacobs, Dotzler, Falck, Holveck, Dix, Brunkhorst, Kettering, and Garman, a concurrent resolution demanding the Iowa Housing Corporation return state moneys to the Iowa Finance Authority and requesting the Iowa Finance Authority to honor contractual obligations with the Iowa Housing Corporation.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8010	H.F.	2084	Carroll of Poweshiek
H—8011	H.F.	2080	Committee on Commerce and Regulation

On motion by Rants of Woodbury the House adjourned at 2:10 p.m., until 8:45 a.m., Tuesday, February 8, 2000.

JOURNAL OF THE HOUSE

Thirtieth Calendar Day - Nineteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 8, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend James Louk, pastor of United Methodist Church, Osceola.

The Journal of Monday, February 7, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Davis of Wapello from seventy-one constituents of the 93rd district favoring House File 2043, an act concerning accidental death retirement benefits under the municipal fire and police retirement system and including a retroactive applicability provision and effective date.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Ford of Polk on request of Kreiman of Davis; Chiodo of Polk, until his arrival, on request of Cataldo of Polk; Millage of Scott on request of Rants of Woodbury.

INTRODUCTION OF BILLS

House File 2172, by committee on judiciary, a bill for an act relating to polygraph examinations of applicants for certain law enforcement or correctional facility positions.

Read first time and placed on the **calendar**.

House File 2173, by committee on judiciary, a bill for an act providing for inheritance by great-grandparents, great-aunts and uncles, and second cousins of intestate decedents.

Read first time and placed on the **calendar**.

House File 2174, by Witt, a bill for an act prohibiting name changes in conjunction with marriage by persons with civil disabilities.

Read first time and referred to committee on **judiciary**.

House File 2175, by Mascher, a bill for an act relating to the time frame for the registration and notification requirements of the sex offender registry.

Read first time and referred to committee on **judiciary**.

House File 2176, by Shoultz, a bill for an act authorizing the juvenile court, when specified conditions are met, to enter an ex parte order to perform a medically relevant test to determine whether an illegal drug is present in a child's body.

Read first time and referred to committee on **human resources**.

House File 2177, by Shoultz, a bill for an act relating to condemnation of agricultural land for recreational trails.

Read first time and referred to committee on **local government**.

House File 2178, by Carroll, a bill for an act relating to the rate of permissible finance charge on certain consumer loans.

Read first time and referred to committee on **commerce and regulation**.

House File 2179, by committee on economic development, a bill for an act relating to the certified school to career program.

Read first time and placed on the **calendar**.

House File 2180, by Nelson-Forbes, a bill for an act relating to community college governance.

Read first time and referred to committee on **education**.

House File 2181, by Wise, a bill for an act relating to driver's licensing requirements for persons permitted or licensed to drive in other countries.

Read first time and referred to committee on **transportation**.

House File 2182, by Mascher, a bill for an act relating to future statewide implementation of the beginning teacher induction program.

Read first time and referred to committee on **education**.

House File 2183, by Davis, a bill for an act relating to assault, including domestic abuse and harassment, by changing the definition of assault and providing penalties, including penalties for second and subsequent violations of certain no-contact orders.

Read first time and referred to committee on **judiciary**.

House File 2184, by Sukup, a bill for an act relating to the blood alcohol concentration level for second and subsequent operating while intoxicated offenses.

Read first time and referred to committee on **judiciary**.

House File 2185, by Davis, a bill for an act including truancy in the definition of child in need of assistance.

Read first time and referred to committee on **human resources**.

House File 2186, by Boggess, a bill for an act relating to the individual income taxation of capital gains from property damaged or destroyed by a natural disaster and including a retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2187, by Wise, a bill for an act relating to rescision of driver's license revocations in certain cases involving operating while intoxicated offenses.

Read first time and referred to committee on **transportation**.

House File 2188, by Schrader, Falck, Murphy, Reynolds, Bell, Wise, Connors, Chiodo, T. Taylor, Ford, Larkin, Frevert, Greimann, May, Myers, Dotzler, Osterhaus, Kreiman, Cataldo, Kuhn, Mundie, Mascher, Jochum, Weigel, Foege, O'Brien, Holveck, and Richardson, a bill for an act relating to the increase in the pension and retirement income deduction under the individual income tax and including an effective and retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2189, by Nelson-Forbes, a bill for an act providing for the adoption of administrative rules incorporating a health services component in the general accreditation standards applicable to school districts.

Read first time and referred to committee on **education**.

SENATE MESSAGE CONSIDERED

Senate File 2031, by Angelo, a bill for an act relating to violations of the sex offender registry requirements and providing an effective date.

Read first time and **passed on file**.

ADOPTION OF SENATE CONCURRENT RESOLUTION 101

Davis of Wapello called up for consideration Senate Concurrent Resolution 101, a concurrent resolution to request a United States Corps of Engineers' study of the lower Des Moines River, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Regular Calendar

House File 2090, a bill for an act changing the name of the forests and forestry division of the department of natural resources to the forests and prairies division and expanding its responsibilities, was taken up for consideration.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2090)

The ayes were, 83:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggest	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Cohoon	Doderer
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Frevert
Garman	Gipp	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Mundie	Murphy	Myers
O'Brien	Osterhaus	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, 7:

Cormack	Davis	Dolecheck	Greiner
Jager	Nelson-Forbes	Thomas	

Absent or not voting, 10:

Brauns	Chiodo	Connors	Dix
Ford	Greimann	Millage	Parmenter
Shey	Warnstadt		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2090** be immediately messaged to the Senate.

Rants of Woodbury asked and received unanimous consent for the immediate consideration of House Resolution 105 and House Resolution 106.

ADOPTION OF HOUSE RESOLUTION 105

Rants of Woodbury called up for consideration House Resolution 105, a resolution honoring Kayne Robinson, Chairman of the Republican Party of Iowa, and the Republican Party of Iowa for outstanding achievements in bringing about nationwide recognition for the year 2000 presidential precinct caucuses, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 106

Schrader of Marion called up for consideration House Resolution 106, a resolution honoring Rob Tully, Chairman of the Iowa Democratic Party, and the Iowa Democratic Party for outstanding achievements in bringing about nationwide recognition for the year 2000 presidential precinct caucuses, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 103

Carroll of Poweshiek called up for consideration House Resolution 103 as follows and moved its adoption:

1 House Resolution 103
2 By Committee on Administration and Rules
3 A Resolution relating to annual budgets for the
4 daily operations of the House of Representatives.
5 *Whereas*, the legislative authority of this state is
6 vested in the General Assembly consisting of the House
7 of Representatives and the Senate; and
8 *Whereas*, the House of Representatives necessarily
9 incurs substantial expenses for its daily operations;
10 and
11 *Whereas*, the House of Representatives is authorized
12 to expend funds from the state treasury necessary to
13 pay for its expenses and for expenses incurred jointly
14 by the House of Representatives and the Senate; and
15 *Whereas*, it is deemed advisable and proper for the
16 House of Representatives to make expenditures in
17 accordance with a budgetary plan; *Now Therefore*,
18 *Be It Resolved by the House of Representatives*:
19 Section 1. Expenditures of the House of
20 Representatives payable pursuant to Iowa Code sections
21 2.10 through 2.14 for the regular legislative session
22 and the interim period during the fiscal year
23 beginning July 1, 1999, and ending June 30, 2000, are
24 budgeted to be as follows:
25 1. Session expenses, including members' annual
26 compensation and temporary staff compensation and
27 other current expenses in an amount not to exceed
28 \$5,840,352.
29 2. Interim expenses, including members' and staff
30 compensation and other current expenses in an amount

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1 not to exceed \$390,000.
2 3. Fixed expenses, including permanent employees'
3 compensation and equipment, in an amount not to exceed
4 \$2,483,000.
5 4. A special fund for renovation, restoration, and
6 equipment improvements in the House chamber and
7 adjacent areas to be used with the authorization of
8 the Committee on Administration and Rules, in an
9 amount not to exceed \$25,000.
10 5. A special fund for technology improvements and
11 equipment, in an amount not to exceed \$175,000.
12 Sec. 2. The Chief Clerk of the House of
13 Representatives shall immediately provide written
14 notice to the Speaker and Minority Leader of the House
15 of Representatives and to the Chair and Ranking Member
16 of the House Committee on Appropriations if actual
17 expenditures payable pursuant to Iowa Code sections
18 2.10 through 2.14 exceed the maximum amount allocated
19 to any category of the budget provided by section 1 of

20 this Resolution. The written notice shall specify the
21 amount of and reasons for any excess expenditure.

22 Sec. 3. The expenditures referred to in section 2
23 of this Resolution shall consist only of those sums
24 required for payment of the various expenses of the
25 General Assembly including items such as legislative
26 printing expenses, unpaid expenses incurred during the
27 interim between sessions of the General Assembly,
28 expenditures incurred pursuant to resolutions, and
29 expenses for purchases of legislative equipment and
30 supplies necessary to carry out the functions of the

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1 General Assembly. Joint expenditures or special
2 expenditures approved by the Committee on
3 Administration and Rules or the Legislative Council
4 are not included in the budget set forth in this
5 Resolution.

6 *Be It Further Resolved by the House of*
7 *Representatives:*

8 Sec. 4. Expenditures of the House of
9 Representatives payable pursuant to Iowa Code sections
10 2.10 through 2.14 for the regular legislative session
11 and the interim period during the fiscal year
12 beginning July 1, 2000, and ending June 30, 2001, are
13 budgeted to be as follows:

- 14 1. Session expenses, including members' annual
15 compensation and temporary staff compensation and
16 other current expenses in an amount not to exceed
17 \$5,650,648.
- 18 2. Interim expenses, including members' and staff
19 compensation and other current expenses in an amount
20 not to exceed \$417,000.
- 21 3. Fixed expenses, including permanent employees'
22 compensation and equipment, in an amount not to exceed
23 \$2,567,000.
- 24 4. A special fund for renovation, restoration, and
25 equipment improvements in the House chamber and
26 adjacent areas to be used with the authorization of
27 the Committee on Administration and Rules, in an
28 amount not to exceed \$50,000.
- 29 5. A special fund for technology improvements and
30 equipment, in an amount not to exceed \$50,000.

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1 Sec. 5. The Chief Clerk of the House of
2 Representatives shall immediately provide written
3 notice to the Speaker and Minority Leader of the House
4 of Representatives and to the Chair and Ranking Member
5 of the House Committee on Appropriations if actual

6 expenditures payable pursuant to Iowa Code sections
 7 2.10 through 2.14 exceed the maximum amount allocated
 8 to any category of the budget provided by section 4 of
 9 this Resolution. The written notice shall specify the
 10 amount of and reasons for any excess expenditure.
 11 Sec. 6. The expenditures referred to in section 5
 12 of this Resolution shall consist only of those sums
 13 required for payment of the various expenses of the
 14 General Assembly including items such as legislative
 15 printing expenses, unpaid expenses incurred during the
 16 interim between sessions of the General Assembly,
 17 expenditures incurred pursuant to resolutions, and
 18 expenses for purchases of legislative equipment and
 19 supplies necessary to carry out the functions of the
 20 General Assembly. Joint expenditures or special
 21 expenditures approved by the Committee on
 22 Administration and Rules or the Legislative Council
 23 are not included in the budget set forth in this
 24 Resolution.

25 *Be It Further Resolved by the House of*
 26 *Representatives:*

27 Sec. 7. If a special session of the General
 28 Assembly is held, the Committee on Administration and
 29 Rules shall provide for consideration of a budget for
 30 the special session.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that
Senate Concurrent Resolution 101 be immediately messaged to
 the Senate.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Monday,
 February 7, 2000. Had I been present, I would have voted "aye" on
 House Files 2099, 2105 and 2106.

BRUNKHORST of Bremer

I was necessarily absent from the House chamber on February 7
 and February 8, 2000. Had I been present, I would have voted "aye"
 on House Files 2090, 2099, 2105 and 2106.

MILLAGE of Scott

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF HUMAN RIGHTS Division of Criminal and Juvenile Justice Planning

The 1999-2000 Juvenile Crime Prevention Community Grant Fund Report, pursuant to Chapter 1172.73, 1994 Acts of the Seventy-fifth General Assembly.

DEPARTMENT OF PERSONNEL

The Final Report of the Deferred Compensation Match Task Force, pursuant to Chapter 509A.12, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\229 June and Ken Fallert, Indianola – For celebrating their 50th wedding anniversary.
- 2000\230 Myra and Russell Kroeger, Lake View – For celebrating their 50th wedding anniversary.
- 2000\231 Bridget Klus, Odebolt – For celebrating her 80th birthday.
- 2000\232 Leona Cook, Ida Grove – For celebrating her 80th birthday.
- 2000\233 Ethlyn Kolbe, Lake View – For celebrating her 81st birthday.
- 2000\234 Helen Johnson, Lake View – For celebrating her 90th birthday.
- 2000\235 Melvin Pfannkuch, Wall Lake – For celebrating his 90th birthday.
- 2000\236 Irene Paulson, Ida Grove – For celebrating her 90th birthday.
- 2000\237 Frances Spencer, Missouri Valley – For celebrating his 95th birthday.
- 2000\238 Flossie Good, Missouri Valley – For celebrating her 90th birthday.
- 2000\239 Neva and Estal Hinkle, Logan – For celebrating their 50th wedding anniversary.

- 2000\240 Blanche Harris, Grinnell – For celebrating her 85th birthday.
- 2000\241 Eldon Oltrogge, Grinnell – For celebrating his 80th birthday.
- 2000\242 Dorthy and Clyde Davis, Grinnell – For celebrating their 65th wedding anniversary.
- 2000\243 Gladys Cox, Grinnell – For celebrating her 95th birthday.
- 2000\244 Mr. and Mrs. Robert Little, Brooklyn – For celebrating their 50th wedding anniversary.
- 2000\245 Grace and Eldred Van Gorp, Sully – For celebrating their 50th wedding anniversary.
- 2000\246 Andrew Mark Lee, DeWitt – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\247 Jeff Rickertsen, Clinton – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\248 Kevin O'Connor, DeWitt – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\249 Nicholas Mark Neblung, Clinton – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\250 Alice Keen, DeWitt – For celebrating her 90th birthday.
- 2000\251 Joan and Bob Pittman, Clinton – For celebrating their 50th wedding anniversary.
- 2000\252 Lillian and Raymond Gluesing, DeWitt – For celebrating their 60th wedding anniversary.
- 2000\253 Matthew Ternus, Vinton – For receiving a 2000 Prudential Spirit of Community Award.
- 2000\254 Zachary Korth, Davenport – For receiving a 2000 Prudential Spirit of Community Award.
- 2000\255 Alison Mostrom, West Des Moines – For receiving a 2000 Prudential Spirit of Community Award.
- 2000\256 Sarah Harper, Iowa Falls – For receiving a 2000 Prudential Spirit of Community Award.
- 2000\257 Inga Evenson, Clermont – For celebrating her 88th birthday.
- 2000\258 Esther Griebenow, Postville – For celebrating her 90th birthday.
- 2000\259 Katherine Rolfes, Garnavillo – For celebrating her 100th birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 577 Reassigned

Judiciary: Shey, Chair; Bell and Sukup.

House File 2124

Ways and Means: Jenkins, Chair; Holmes and Kuhn.

House File 2125

Ways and Means: Boal, Chair; Richardson and Sukup.

House File 2127

Local Government: Dix, Chair; Carroll and Fallon.

House File 2128

Ways and Means: Jenkins, Chair; Holmes and Shoultz.

House File 2155

Transportation: Arnold, Chair; Cohoon and Eddie.

House File 2159

Education: Shey, Chair; Kreiman and Thomas.

House File 2160

Local Government: Brauns, Chair; Hahn and Huser.

House File 2161

Local Government: Eddie, Chair; Fallon and Weidman.

House File 2164

Economic Development: Cormack, Chair; Dotzler and Metcalf.

House File 2171

Transportation: Rayhons, Chair; Garman and Huser.

House File 2178

Commerce and Regulation: Johnson, Chair; Cataldo and Holmes.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 609

Human Resources: Boddicker, Chair; Boal and Foege.

House Study Bill 611

Human Resources: Davis, Chair; Boal and Bukta.

House Study Bill 616

Human Resources: Boal, Chair; Davis and Kreiman.

House Study Bill 617

Human Resources: Blodgett, Chair; Hahn and Murphy.

House Study Bill 618

Human Resources: Blodgett, Chair; Greimann and Hahn.

House Study Bill 619

Human Resources: Martin, Chair; Blodgett and Reynolds.

House Study Bill 620

Human Resources: Martin, Chair; Blodgett and Reynolds.

House Study Bill 621

Human Resources: Blodgett, Chair; Hahn and Murphy.

House Study Bill 622

Human Resources: Martin, Chair; Grundberg and Mertz.

House Study Bill 623

Human Resources: Carroll, Chair; Foege and Lord.

House Study Bill 624

Human Resources: Martin, Chair; Grundberg and Kreiman.

House Study Bill 627

State Government: Jacobs, Chair; Holmes, Houser, O'Brien and T. Taylor.

House Study Bill 628

Education: Shey, Chair; Lord and Mascher.

House Study Bill 629

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

House Study Bill 630

State Government: Bradley, Chair; Chiodo and Metcalf.

House Study Bill 632

Transportation: Rayhons, Chair; Bukta and Jager.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 633 Local Government**

Relating to county levy and expenditure authority involving the county mental health, mental retardation, and developmental disabilities services fund by prohibiting appropriations from the fund for capital assets, authorizing associated county general fund levies and expenditures, and including transition, effective, and applicability dates, and other related provisions.

H.S.B. 634 State Government

Relating to the licensing of individuals engaged in the healing art of massage therapy.

H.S.B. 635 Commerce and Regulation

Relating to electronic transmission of rejections of insurance coverage against uninsured, underinsured, or hit-and-run motorists.

H.S.B. 636 Commerce and Regulation

Relating to a bonding requirement for notary publics.

H.S.B. 637 Education

Relating to payment of education costs for certain juvenile facilities and providing an effective date.

H.S.B. 638 Education

Relating to requirements of and authorizations for schools and area education agencies.

H.S.B. 639 Education

Delaying the repeal of the school finance formula.

H.S.B. 640 Education

Relating to school districts experiencing declining enrollment and providing an effective date.

H.S.B. 641 Commerce and Regulation

Relating to land restoration requirements for interstate natural gas pipeline construction projects.

H.S.B. 642 Commerce and Regulation

Relating to the title guaranty program and mortgage release certificates.

H.S.B. 643 Human Resources

Relating to the establishment of a long-term care program, including the creation of a long-term care trust fund, providing for appropriation of the moneys in the fund, and making appropriations.

H.S.B. 644 Human Resources

Relating to the authority of the department of human services involving state institutions and employee and volunteer background checks.

H.S.B. 645 Local Government

Relating to the duties of county treasurers and providing for the collection of fees.

H.S.B. 646 Agriculture

Providing for the application of compost material to land for use for the production of organic agricultural products.

H.S.B. 647 Agriculture

To eliminate the regulation of frozen food locker plants by the department of agriculture and land stewardship.

H.S.B. 648 Commerce and Regulation

Providing for the establishment of protected cells by domestic insurers.

H.S.B. 649 Local Government

Relating to landlord-tenant law, by allowing for notice of and a surcharge for rent paid with a check returned for insufficient funds, and making certain changes related to forcible entry and detainer actions.

H.S.B. 650 Local Government

Relating to the powers and duties of county officers and the district court relating to writing fees for registration of boats and certain vehicles, to county lease-purchase agreements, to recording of transfer documents, to lost property, and to property divided by death or divorce.

H.S.B. 651 Ways and Means

Relating to a sales and use tax exemption for the sales of clothing and footwear for a limited time period annually and including an effective date.

H.S.B. 652 Ways and Means

Expanding the number of counties that may designate unincorporated areas containing private lakes as rural improvement zones.

H.S.B. 653 Agriculture

Eliminating the regulation of certain dairy trade practices.

H.S.B. 654 Agriculture

Relating to exemptions from agricultural land restrictions and making penalties applicable.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 2018), directing the department of education to conduct a feasibility study of reorganization and sharing incentives for school districts.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 7, 2000.

Committee Bill (Formerly House File 2035), relating to collection of the physical plant and equipment property tax levy in urban renewal areas using tax increment financing and providing an applicability date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 7, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 563), relating to notice and the appointment of counsel in guardianship and conservatorship proceedings.

Fiscal Note is not required.

Recommended **Do Pass** February 8, 2000.

Committee Bill (Formerly House Study Bill 569), relating to limited partnerships by providing for such partnerships to become limited liability limited partnerships, providing for related matters, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 8, 2000.

RESOLUTION FILED

HR 104, by T. Taylor, D. Taylor, Witt, Dotzler, Shoultz, Jenkins, Cohoon, Larson, Thomson, Shey, Chiodo, Cataldo, Jacobs, Foege, Metcalf, Grundberg, Holveck, Huser, Raecker, Ford, Connors, and Boal, a resolution honoring native Iowan and St. Louis Rams quarterback Kurt Warner.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8012	H.F.	2084	Mascher of Johnson
H—8013	H.F.	2147	Brunkhorst of Bremer
H—8014	H.F.	2146	Kreiman of Davis
H—8015	H.F.	2084	Falck of Fayette Ford of Polk
H—8016	H.F.	2080	Osterhaus of Jackson

On motion by Rants of Woodbury the House adjourned at 9:24 a.m., until 8:45 a.m., Wednesday, February 9, 2000.

JOURNAL OF THE HOUSE

Thirty-first Calendar Day - Twentieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 9, 2000

The House met pursuant to adjournment at 8:45 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Penny Johnson, pastor of Rowley Presbyterian Church, Rowley.

The Journal of Tuesday, February 8, 2000 was approved.

INTRODUCTION OF BILLS

House File 2190, by Brunkhorst, a bill for an act relating to the disbursement and accounting of child support payments made to the clerk of the district court or to the collection services center and providing penalties and effective dates.

Read first time and referred to committee on **human resources**.

House File 2191, by Shoultz, a bill for an act eliminating an option to cast votes on a proportional basis in drainage district elections, providing the right to petition for new elections, and providing an immediate effective date.

Read first time and referred to committee on **agriculture**.

House File 2192, by Dolecheck, a bill for an act relating to the creation of a youth sports and health information program and providing an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2193, by Dotzler, a bill for an act relating to the required methodology to be used under the medical assistance program for reimbursement of home health agencies.

Read first time and referred to committee on **human resources**.

House File 2194, by Wise, a bill for an act relating to eligible housing businesses under the economic development enterprise zone program.

Read first time and referred to committee on **economic development**.

House File 2195, by Witt, a bill for an act relating to the computation of interest on a medical assistance debt.

Read first time and referred to committee on **human resources**.

House File 2196, by Chiodo, a bill for an act relating to inspections of residential real property in conjunction with the sale of the property.

Read first time and referred to committee on **commerce and regulation**.

House File 2197, by Wise and Hoffman, a bill for an act relating to the determination of fair value of the shares of dissenting shareholders of a bank or bank holding company.

Read first time and referred to committee on **commerce and regulation**.

House File 2198, by committee on education, a bill for an act directing the department of education to conduct a feasibility study of reorganization and sharing incentives for school districts.

Read first time and placed on the **calendar**.

House File 2199, by Huseman, a bill for an act exempting certain county bridge construction projects and materials from contract bidding procedures.

Read first time and referred to committee on **transportation**.

House File 2200, by Huseman and Eddie, a bill for an act relating to disposing and recycling waste oil filters and establishing a fee.

Read first time and referred to committee on **environmental protection**.

House File 2201, by Van Engelenhoven, a bill for an act relating to a landlord's sale or disposal of a tenant's personal property abandoned by the tenant on rented premises and making related changes.

Read first time and referred to committee on **local government**.

House File 2202, by Osterhaus, a bill for an act relating to motor vehicle registration materials for leased vehicles and making a penalty applicable.

Read first time and referred to committee on **transportation**.

House File 2203, by Blodgett, a bill for an act providing for establishment of a statewide organ donor registry and making an appropriation.

Read first time and referred to committee on **human resources**.

House File 2204, by Osterhaus, a bill for an act relating to a review of licensee compensation policies of the Iowa lottery board.

Read first time and referred to committee on **state government**.

House File 2205, by Jacobs, a bill for an act relating to electronic commerce by establishing requirements for electronic transactions and electronic records and providing penalties.

Read first time and referred to committee on **commerce and regulation**.

House File 2206, by Administrative Rules Review Committee, a bill for an act providing for the waiver or variance of administrative rules by state agencies.

Read first time and referred to committee on **state government**.

House File 2207, by Ford, a bill for an act providing for a security analysis regarding state office buildings and state employees by the department of general services.

Read first time and referred to committee on **state government**.

House File 2208, by Jochum, a bill for an act relating to an increase in the state minimum wage.

Read first time and referred to committee on **labor and industrial relations**.

House File 2209, by Ford, a bill for an act providing for a study of youth services and providing an effective date.

Read first time and referred to committee on **human resources**.

SPECIAL PRESENTATION

Garman of Story presented to the House the Honorable Ward Handorf, former state representative from Story County.

The House rose and expressed its welcome.

CONSIDERATION OF BILLS

Regular Calendar

House File 2145, a bill for an act providing for the utilization of budget enrollment in determining gifted and talented program funding, and providing an effective date, was taken up for consideration.

Amendment H-8017 filed by Greimann of Story from the floor was out of order, pursuant to Rule 31.8.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2145)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 2:

Ford Warnstadt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2135, a bill for an act relating to the designated date of withholding of support by payors of income and providing an effective date, was taken up for consideration.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2135)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 2:

Ford Warnstadt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2135 and 2145.**

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on Wednesday,

February 9, 2000. Had I been present, I would have voted "aye" on House Files 2135 and 2145.

FORD of Polk

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 9, 2000, he approved and transmitted to the Secretary of State the following bill:

Senate File 2082, an act relating to the establishment of the state percent of growth for purposes of the state school foundation program and providing an applicability date.

CERTIFICATE OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that a certificate of recognition has been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\260 Michael Lowry, Bettendorf – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.

SUBCOMMITTEE ASSIGNMENTS

House File 2079

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2086

Local Government: Arnold, Chair; Hahn and Whitead.

House File 2094

Appropriations: Nelson-Forbes, Chair; Cormack and Mascher.

House File 2101

Local Government: Arnold, Chair; Alons and Mundie.

House File 2115

Appropriations: Cormack, Chair; Gipp and Wise.

House File 2117

Education: Wise, Chair; Grundberg and Nelson-Forbes.

House File 2129

Local Government: Arnold, Chair; Richardson and Weidman.

House File 2131

Appropriations: Hansen, Chair; Jacobs and Murphy.

House File 2162

Human Resources: Grundberg, Chair; Boal and Foege.

House File 2166

Appropriations: Brunkhorst, Chair; Cormack and Warnstadt.

House File 2167

Local Government: Brauns, Chair; Connors and Hahn.

House File 2176

Human Resources: Thomson, Chair; Boal and Murphy.

House File 2177

Local Government: Arnold, Chair; Dix and Fallon.

House File 2181

Transportation: Van Engelenhoven, Chair; Johnson and Larkin.

House File 2185

Human Resources: Davis, Chair; Kreiman and Thomson.

House File 2187

Transportation: Jager, Chair; Thomas and Weidman.

House File 2190

Human Resources: Brunkhorst, Chair; Boddicker and Kreiman.

House File 2192

Appropriations: Heaton, Chair; Falck and Nelson-Forbes.

House File 2193

Human Resources: Boddicker, Chair; Boal and Foege.

House File 2196

Commerce and Regulation: Chiodo, Chair; Jacobs and Jenkins.

House File 2197

Commerce and Regulation: Wise, Chair; Hoffman and Jacobs.

House File 2202

Transportation: Garman, Chair; Blodgett and Bukta.

House File 2204

State Government: Brauns, Chair; Arnold and Larkin.

House File 2205

Commerce and Regulation: Jacobs, Chair; Drees and Jenkins.

House File 2206

State Government: Bradley, Chair; Metcalf and O'Brien.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 619 Reassigned**

Human Resources: Blodgett, Chair; Hahn and Reynolds.

House Study Bill 620 Reassigned

Human Resources: Brunkhorst, Chair; Hahn and Reynolds.

House Study Bill 622 Reassigned

Human Resources: Brunkhorst, Chair; Boddicker and Mertz.

House Study Bill 624 Reassigned

Human Resources: Blodgett, Chair; Hahn and Kreiman.

House Study Bill 633

Local Government: Carroll, Chair; Kuhn and Van Engelenhoven.

House Study Bill 634

State Government: Jochum, Chair; Bradley and Metcalf.

House Study Bill 635

Commerce and Regulation: Bradley, Chair; Chiodo and Johnson.

House Study Bill 636

Commerce and Regulation: Holmes, Chair; Drees and Jacobs.

House Study Bill 637

Education: Sunderbruch, Chair; Carroll and Foege.

House Study Bill 638

Education: Grundberg, Chair; Lord and Wise.

House Study Bill 639

Education: Grundberg, Chair; Dolecheck and Wise.

House Study Bill 640

Education: Dolecheck, Chair; Stevens and Sunderbruch.

House Study Bill 641

Commerce and Regulation: Dix, Chair; Jenkins and Weigel.

House Study Bill 642

Commerce and Regulation: Jenkins, Chair; Holveck and Jacobs.

House Study Bill 643

Human Resources: Martin, Chair; Blodgett and Foege.

House Study Bill 644

Human Resources: Martin, Chair; Boddicker and Foege.

House Study Bill 645

Local Government: Van Engelenhoven, Chair; Arnold and Huser.

House Study Bill 646

Agriculture: Horbach, Chair; Huseman and Scherrman.

House Study Bill 647

Agriculture: Boggess, Chair; Baudler and Fallon.

House Study Bill 649

Local Government: Carroll, Chair; Hahn and Whitead.

House Study Bill 650

Local Government: Arnold, Chair; Mundie and Van Engelenhoven.

House Study Bill 651

Ways and Means: Boal, Chair; Richardson and Sukup.

House Study Bill 652

Ways and Means: Jager, Chair; Larson and Weigel.

House Study Bill 653

Agriculture: Johnson, Chair; Frevert and Rayhons.

House Study Bill 654

Agriculture: Alons, Chair; Johnson and Parmenter.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 655 Education**

Relating to programs for at-risk children and making an appropriation.

H.S.B. 656 Labor and Industrial Relations

Relating to an employer's liability for workers' compensation benefits for permanent partial disabilities when the injured employee has a preexisting disability.

H.S.B. 657 Local Government

Relating to applications for, the issuance, filing, and recording of marriage licenses, and solemnization of marriage.

H.S.B. 658 State Government

Relating to the regulation of the practice of accounting, establishing fees, providing penalties, and providing an effective date.

H.S.B. 659 Local Government

Relating to veterans preference in public employment.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON COMMERCE AND REGULATION

Senate File 324, a bill for an act relating to certain franchise agreements and the rights and responsibilities of the parties under such agreements.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8021** February 8, 2000.

Committee Bill (Formerly House Study Bill 579), creating a county and state mutual insurance guaranty association and providing penalties.

Fiscal Note is not required.

Recommended **Do Pass** February 8, 2000.

Committee Bill (Formerly House Study Bill 586), relating to the limitation on deposits which may be held by a depository institution or holding company and establishment of a procedure for determining compliance with such limitation, providing for the Act's applicability, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 8, 2000.

COMMITTEE ON JUDICIARY

Senate File 52, a bill for an act establishing the new criminal offense of interference with a peace officer's service horse, and applying a penalty.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8020** February 8, 2000.

RESOLUTIONS FILED

HCR 106, by Johnson, a concurrent resolution relating to support of the State of Minnesota's lawsuit against the federal government and the United States Secretary of Health and Human Services regarding disparate funding under the federal Medicare program.

Laid over under **Rule 25**.

HCR 107, by Mertz, a concurrent resolution encouraging the United States Congress to enact legislation to improve access to medical treatment.

Laid over under **Rule 25**.

HCR 108, by Davis, Larson, Jager, Barry, Dix, Heaton, Arnold, Alons, Johnson, Warnstadt, and Connors, a concurrent resolution requesting the Congress of the United States to appropriate sufficient funding to the United States Naval Fleet and the United States Flag Merchant Marine Fleet.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-8018	H.F.	2136	Committee on Judiciary
H-8019	H.F.	2080	Jager of Black Hawk
H-8020	S.F.	52	Committee on Judiciary
H-8021	S.F.	324	Committee on Commerce and Regulation
H-8022	H.F.	2080	Osterhaus of Jackson

H—8023 H.F. 2084 Mascher of Johnson

On motion by Rants of Woodbury the House adjourned at 9:16 a.m., until 8:45 a.m., Thursday, February 10, 2000.

JOURNAL OF THE HOUSE

Thirty-second Calendar Day - Twenty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 10, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Julie Wehner, pastor of United Methodist Church, Fremont.

The Journal of Wednesday, February 9, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

All Legislators from various counties received 30 letters favoring a boating under the influence law.

INTRODUCTION OF BILLS

House File 2210, by Brunkhorst, a bill for an act creating a defined contribution pension option for school employees covered by the Iowa public employees' retirement system and providing an effective date.

Read first time and referred to committee on **state government**.

House File 2211, by Mertz and Klemme, a bill for an act relating to the drainage of land involving improvements.

Read first time and referred to committee on **agriculture**.

House File 2212, by Murphy and Cohoon, a bill for an act providing for the application of a member of the municipal fire and police retirement system for an ordinary disability retirement benefit.

Read first time and referred to committee on **state government**.

House File 2213, by Schrader, Murphy, Connors, Reynolds, T. Taylor, Chiodo, Richardson, Falck, Frevert, Osterhaus, Greimann, Cataldo, Myers, D. Taylor, Kreiman, Bell, May, Dotzler, Larkin, Bukta, Mascher, Scherrman, Jochum, Foege, Kuhn, Weigel, Wise, O'Brien, Stevens, Mundie, and Holveck, a bill for an act relating to the establishment of a long-term care program, including the creation of a long-term care trust fund, providing for appropriation of the moneys in the fund, and making appropriations.

Read first time and referred to committee on **appropriations**.

House File 2214, by Schrader, a bill for an act relating to the development of a plan for the provision and identification of housing alternatives for victims of dependent adult abuse.

Read first time and referred to committee on **human resources**.

House File 2215, by Schrader, a bill for an act relating to the school year beginning date.

Read first time and referred to committee on **education**.

House File 2216, by Larson, a bill for an act creating a defined contribution pension option for employees covered by the Iowa public employees' retirement system and providing an effective date.

Read first time and referred to committee on **state government**.

SPECIAL PRESENTATION

Bell of Jasper presented to the House, Stephen S.F. Chen Representative to the United States from China; Sheng Sung Yang, Director General of the Taipei Economic and Cultural Office in China; and Hank Liu, aid to Director General Yang from Taipei. Ambassador Chen addressed the House briefly regarding trade policies and the importance of friendship and support of the United States.

The House rose and expressed its welcome.

SPECIAL PRESENTATION

Murphy of Dubuque presented to the House, Pavel Milyotin, an exchange student from Kyrgyztan of the Russian Federation. He is currently a senior at Dubuque High School.

The House rose and expressed its welcome.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 105

Speaker pro tempore Sukup called up for consideration House Concurrent Resolution 105, a concurrent resolution demanding the Iowa Housing Corporation return state moneys to the Iowa Finance Authority and requesting the Iowa Finance Authority to honor contractual obligations with the Iowa Housing Corporation, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Regular Calendar

House File 2136, a bill for an act relating to nonsubstantive Code corrections, was taken up for consideration.

Myers of Johnson offered the following amendment H-8018 filed by the committee on judiciary and moved its adoption:

H-8018

- 1 Amend House File 2136 as follows:
- 2 1. Page 5, by striking lines 9 through 30.
- 3 2. Page 10, line 16, by striking the words
- 4 "~~university of Iowa and~~" and inserting the following:
- 5 "university of Iowa and".
- 6 3. By renumbering as necessary.

The committee amendment H-8018 was adopted.

Myers of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2136)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Weigél	Welter
Whitead	Wise	Witt	Mr. Speaker Siegrist

The nays were, none.

Absent or not voting, 4:

Brauns	Greiner	Nelson-Forbes	Warnstadt
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2170, a bill for an act regarding application of the margin of error for chemical test evidence used in operating while intoxicated prosecutions, was taken up for consideration.

Shey of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2170)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Brauns Nelson-Forbes Warnstadt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2153, a bill for an act relating to drug policy coordination, including establishment of a drug policy coordinator, the governor's office of drug control policy, and a drug policy advisory council, was taken up for consideration.

Sunderbruch of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2153)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Brauns	Nelson-Forbes	Warnstadt
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2169, a bill for an act relating to the appointment of emergency management coordinators, was taken up for consideration.

Weidman of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2169)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Heaton	Hoffman	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrell	Van Engelenhoven	Van Fossen
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Brauns	Hansen	Holmes	Nelson-Forbes
Warnstadt			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2136, 2153, 2169, 2170** and **House Concurrent Resolution 105**.

COMMUNICATION FROM THE STATE APPEAL BOARD

The following communication was received from the State Appeal Board on February 9, 2000, and is on file in the office of the Chief Clerk:

February 7, 2000

Chief Clerk
House of Representatives
Statehouse
L O C A L

Dear Chief Clerk:

There are transmitted herewith claims against the State of Iowa to be filed with the Claims Committee of the House of Representatives.

These include 16 claims of general nature that were denied by the State Appeal Board at the February 7, 2000, meeting. This supplements our filing of January 12, 2000.

The attached index shows claim number, name and address of claimant and the amount requested in the claim.

We would like to draw your attention to Claim #G000288. At the February 7th meeting a MOTION was made by Johnson, and seconded by Eisenhauer, to deny Claim G000288 and to refer the claim to the legislature with a recommendation to pay it.

If you need further information regarding the above, please contact Ronald J. Amosson at (515) 281-3078.

Sincerely,
Cynthia P. Eisenhauer
Chairperson
STATE APPEAL BOARD

Receipt of the above is hereby acknowledged.

ELIZABETH A. ISAACSON
Chief Clerk of the House

DENIED GENERAL CLAIMS BY THE STATE APPEAL BOARD
SUBMITTED TO THE 78TH GENERAL ASSEMBLY
February 7, 2000

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
G000008	River Valley Healthcare on Behalf of Michael Sird	Bettendorf, IA	Medicaid	\$215.00

<u>Claim</u>	<u>Full Name</u>	<u>City</u>	<u>Type</u>	<u>Amount</u>
G000083	Trudy Dalene Gaytan	Council Bluffs, IA	Refund	\$5,001.15
G000114	Marguerite A. Clark	Fulton, IL	License Refund	\$133.00
G000115	Merle G. Clark	Fulton, IL	License Refund	\$72.00
G000129	Tami Marie (Christensen) Honeysett	Omaha, NE	License Refund	\$187.00
G000164	Jennifer Meents	Olathe, KS	License Refund	\$24.00
G000186	Kirk Baumgartner	Keystone, IA	Penalty Refund	\$35.00
G000187	Kirk A. Baumgartner	Keystone, IA	Penalty Refund	\$5.00
G000189	Kirk A. Baumgartner	Keystone, IA	Penalty Refund	\$11.00
G000211	Michael Lewis	Columbia, MO	License Refund	\$140.00
G000217	Frederic A. and Renee M. Dalrymple/Nichole Rinehart or Frederic Dalrymple	Longmont, CO	License Refund	174.00
G000218	Charles L. Browning	Pinnacle, NC	License Refund	\$25.00
G000219	Charles L. Browning	Pinnacle, NC	License Refund	\$50.00
G000226	Deborah Jarman	Des Moines, IA	Back Pay	\$22,785.27
G000243	Charles R. Shaw	Diamond City, AR	License Refund	\$17.00
G000288	U.S. Department of Health & Human Services	Rockville, MD	Refund	\$1,830,550.00

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Thursday, February 10, 2000. Had I been present, I would have voted "aye" on House Concurrent Resolution 105, and House Files 2136, 2153, 2169 and 2170.

I was necessarily absent from the House chamber on Thursday, February 10, 2000. Had I been present, I would have voted "aye" on House File 2169.

HANSEN of Pottawattamie

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF EDUCATION

The Iowa Communication Network Usage Reports for Fiscal Year 1999, pursuant to Chapter 7A.4, Code of Iowa.

DEPARTMENT OF MANAGEMENT

The Statement of Standing Appropriations for Fiscal Years ending June 30, 1998 and 1999, pursuant to Chapter 8.6(2), Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\261 Loretta Franks, Fontanelle – For celebrating her 80th birthday.
- 2000\262 Frances and Russ McClure, Stuart – For celebrating their 50th wedding anniversary.
- 2000\263 May Jean and Albert Clark, Winterset – For celebrating their 60th wedding anniversary.
- 2000\264 Flavia and Thomas Mott, Indianola – For celebrating their 70th wedding anniversary.
- 2000\265 Maxine and Byron White, Indianola – For celebrating their 60th wedding anniversary.
- 2000\266 Laveeda Fosnaugh, Indianola – For celebrating her 90th birthday.

SUBCOMMITTEE ASSIGNMENTS**House File 2083**

Education: Brunkhorst, Chair; Bukta and Thomson.

House File 2111

Natural Resources: Baudler, Chair; Drake and Myers.

House File 2117 Reassigned

Education: Wise, Chair; Eddie and Grundberg.

House File 2163

Natural Resources: Sunderbruch, Chair; Bell and Weidman.

House File 2201

Local Government: Van Engelenhoven, Chair; Carroll and Reynolds.

House File 2210

State Government: Bradley, Chair; Gipp and Larkin.

House File 2212

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2216

State Government: Bradley, Chair; Gipp and Larkin.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 509 Reassigned**

State Government: Gipp, Chair; Arnold and Connors.

House Study Bill 631

Labor and Industrial Relations: Dolecheck, Chair; Horbach and Whitead.

House Study Bill 655

Education: Hansen, Chair; Foege and Sunderbruch.

House Study Bill 656

Labor and Industrial Relations: Horbach, Chair; Dolecheck and Dotzler.

House Study Bill 657

Local Government: Eddie, Chair; Reynolds and Van Engelenhoven.

House Study Bill 658

State Government: Holmes, Chair; Brauns and T. Taylor.

House Study Bill 659

Local Government: Alons, Chair; Brauns and Whitead.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 660 Transportation**

Relating to weight restrictions on certain implements of husbandry and providing for a study.

H.S.B. 661 Natural Resources

Relating to hunting by allocating nonresident turkey and deer hunting licenses, providing for deer management plans, and other properly related matters.

H.S.B. 662 Human Resources

Providing for access to certain child abuse information by the governor and the general assembly, making penalties and remedies applicable, and including an effective date and applicability provision.

H.S.B. 663 Judiciary

Providing certain procedures related to preserving confidentiality in professional liability cases.

H.S.B. 664 Judiciary

Relating to the size of an estate that may be distributed by affidavit and making related changes, and providing for applicability.

H.S.B. 665 Judiciary

Changing the criminal penalties relating to possession, manufacture, or delivery of amphetamines.

H.S.B. 666 Local Government

Relating to the limitation on property taxes for cities and counties and providing for the Act's applicability.

H.S.B. 667 Transportation

Relating to the regulation of certain low-speed vehicles and making a penalty applicable.

H.S.B. 668 Economic Development

Relating to the allocation of the state ceiling of federally tax-exempt private activity bonds by the governor's designee.

H.S.B. 669 Ways and Means

Relating to the administration and enforcement of the replacement tax imposed on the generation, transmission, and delivery, consumption, and use of electricity and natural gas, providing for the Act's retroactive applicability, and providing an effective date.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 2107), relating to the installation of ethanol-compatible motor vehicle fuel storage tank equipment.

Fiscal Note is not required.

Recommended **Do Pass** February 9, 2000.

Committee Bill (Formerly House Study Bill 573), to request that the Congress of the United States maintain its commitment to clean air and the ethanol industry, by maintaining the oxygenate requirement in the federal Clean Air Act that promotes the use of ethanol in reformulated gasoline and that Congress and the United States Environmental Protection Agency cooperate in order to implement effective standards.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 9, 2000.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 576), relating to the confidentiality of internet protocol numbers associated with public information requests.

Fiscal Note is not required.

Recommended **Do Pass** February 9, 2000.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 540), proposing an amendment to the Constitution of the State of Iowa relating to the power of the people to affirm or reject Acts of the General Assembly relating to the individual income tax or sales or use tax.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 9, 2000.

RESOLUTION FILED

HCR 109, by Hansen, a concurrent resolution requesting that the Governor annually designate the week in June beginning with Father's Day, as prostate cancer awareness week.

Laid over under **Rule 25**.

AMENDMENT FILED

H—8024

S.F.

2031 Mascher of Johnson

On motion by Rants of Woodbury the House adjourned at 9:28 a.m., until 9:30 a.m., Friday, February 11, 2000.

JOURNAL OF THE HOUSE

Thirty-third Calendar Day - Twenty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 11, 2000

The House met pursuant to adjournment at 9:35 a.m., Gipp of Winneshiek in the chair.

Prayer was offered by the Honorable Bill Dotzler, state representative from Black Hawk County.

The Journal of Thursday, February 10, 2000 was approved.

INTRODUCTION OF BILLS

House Joint Resolution 2006, by committee on ways and means, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the power of the people to affirm or reject Acts of the General Assembly relating to the individual income tax or sales or use tax.

Read first time and placed on the **calendar**.

House File 2217, by committee on education, a bill for an act relating to collection of the physical plant and equipment property tax levy in urban renewal areas using tax increment financing and providing an applicability date.

Read first time and referred to committee on **ways and means**.

House File 2218, by committee on commerce and regulation, a bill for an act creating a county and state mutual insurance guaranty association and providing penalties.

Read first time and placed on the **calendar**.

House File 2219, by committee on commerce and regulation, a bill for an act relating to the limitation on deposits which may be held by a depository institution or holding company and establishment of a procedure for determining compliance with such limitation.

Read first time and placed on the **calendar**.

House File 2220, by committee on state government, a bill for an act relating to the confidentiality of internet protocol numbers associated with public information requests.

Read first time and placed on the **calendar**.

House File 2221, by Jacobs and Van Fossen, a bill for an act relating to tax credits available to eligible housing businesses which build or rehabilitate housing in designated enterprise zones and including an effective and retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2222, by Van Fossen, a bill for an act relating to certain violations attributed to motor vehicles rented from motor vehicle rental companies.

Read first time and referred to committee on **transportation**.

House File 2223, by May, a bill for an act relating to temporary restricted drivers' licenses for certain habitual offenders.

Read first time and referred to committee on **transportation**.

House File 2224, by Heaton and Martin, a bill for an act relating to internet communications constituting the crime of harassment.

Read first time and referred to committee on **judiciary**.

House File 2225, by Mascher and Raecker, a bill for an act relating to access to firearms by persons under the age of eighteen and providing penalties.

Read first time and referred to committee on **judiciary**.

House File 2226, by Shoultz, a bill for an act creating a retail tax free zone program.

Read first time and referred to committee on **ways and means**.

House File 2227, by Mertz and Johnson, a bill for an act creating an agricultural education collaboration and enhancement support services program, and making an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2228, by Carroll, a bill for an act relating to the provision of police protection in cities having a population of less than five hundred.

Read first time and referred to committee on **local government**.

House File 2229, by Boddicker, Barry, Baudler, Boal, Bradley, Brauns, Carroll, Davis, Dolecheck, Drake, Eddie, Garman, Gipp, Hoffman, Horbach, Huseman, Jager, Johnson, Klemme, Larson, Lord, Mertz, Mundie, O'Brien, Raecker, Rayhons, Sukup, Sunderbruch, Thomson, and Van Engelenhoven, a bill for an act relating to informed consent provisions relating to an abortion and providing civil remedies and criminal penalties.

Read first time and referred to committee on **human resources**.

House File 2230, by Scherrman, a bill for an act increasing the lifetime maximum benefit for transplants of bodily organs under a standard health benefit plan.

Read first time and referred to committee on **commerce and regulation**.

House File 2231, by Osterhaus, a bill for an act relating to the value of public contracts awarded to a city officer or employee.

Read first time and referred to committee on **local government**.

House File 2232, by Osterhaus, a bill for an act relating to the estimated cost of a city improvement requiring public bidding procedures.

Read first time and referred to committee on **local government**.

House File 2233, by Jacobs and Baudler, a bill for an act relating to funding of the local housing assistance program.

Read first time and referred to committee on **economic development**.

House File 2234, by Van Fossen, a bill for an act relating to motor vehicle rental companies.

Read first time and referred to committee on **transportation**.

House File 2235, by Weigel and Fallon, a bill for an act establishing an adopt-a-stream program.

Read first time and referred to committee on **natural resources**.

House File 2236, by Van Fossen, a bill for an act relating to motor vehicle rental companies' liability for damages caused by motor vehicles rented from the companies.

Read first time and referred to committee on **transportation**.

House File 2237, by Murphy, a bill for an act directing the department of human services to request a waiver from the United States health care financing administration for purchase of family coverage under the healthy and well kids in Iowa program.

Read first time and referred to committee on **human resources**.

House File 2238, by Holveck, a bill for an act relating to the use of automatic dialing-announcing device equipment by prohibiting certain acts, requiring certain disclosures, and making penalties applicable.

Read first time and referred to committee on **commerce and regulation**.

House File 2239, by committee on judiciary, a bill for an act relating to limited partnerships by providing for such partnerships to become limited liability limited partnerships, providing for related matters, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2240, by committee on judiciary, a bill for an act relating to notice and the appointment of counsel in guardianship and conservatorship proceedings.

Read first time and placed on the **calendar**.

House File 2241, by Mundie, a bill for an act relating to the operation, regulation, and equipment of watercraft, establishing watercraft safety courses, and making penalties applicable.

Read first time and referred to committee on **natural resources**.

House File 2242, by Drake, a bill for an act relating to fee-supported services provided by a county including the payment of county law enforcement salaries and expenses.

Read first time and referred to committee on **local government**.

House File 2243, by Larson, a bill for an act relating to the criminal penalties for a person under legal age who purchases, attempts to purchase, or possesses an alcoholic beverage.

Read first time and referred to committee on **judiciary**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 10, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2089, a bill for an act relating to collection of the physical plant and equipment property tax levy in certain urban renewal areas and providing an applicability date.

Also: That the Senate has on February 10, 2000, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 103, a concurrent resolution relating to the observation of the decade of the bone and joint.

SUBCOMMITTEE ASSIGNMENTS

House File 334

State Government: Larkin, Chair; Brauns and Davis.

House File 2174

Judiciary: Kettering, Chair; Raecker and D. Taylor.

House File 2175

Judiciary: Sukup, Chair; Kreiman and Thomson.

House File 2180

Education: Nelson-Forbes, Chair; Grundberg and Wise.

House File 2183

Judiciary: Davis, Chair; Doderer and Jager.

House File 2184

Judiciary: Sukup, Chair; Kreiman and Thomson.

House File 2203

Human Resources: Blodgett, Chair; Bukta and Hahn.

House File 2214

Human Resources: Boal, Chair; Davis and Foegel.

Senate File 421 Reassigned

Judiciary: Davis, Chair; Kreiman and Shey.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 163 Reassigned

Judiciary: Davis, Chair; Kreiman and Shey.

House Study Bill 512

Human Resources: Boddicker, Chair; Boal and Kreiman.

House Study Bill 644 Reassigned

Human Resources: Foegel, Chair; Boal and Boddicker.

House Study Bill 666

Local Government: Houser, Chair; Alons, Carroll, Huser, Kuhn, Richardson and Van Engelenhoven.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT**H.S.B. 670 State Government**

Relating to campaign finance law, including electronic filing by candidates for statewide office, disclosures in relation to certain political telephone calls, filing requirements in relation to certain political advertisements and penalties for false advertisement, and to public financing of campaigns for governor and lieutenant governor, making certain appropriations, providing penalties, and providing for the Act's applicability.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON ECONOMIC DEVELOPMENT

Committee Bill (Formerly House File 2100), relating to economic development programs and related tax credits.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 10, 2000.

Committee Bill (Formerly House File 2114), relating to development or redevelopment projects under the physical infrastructure assistance program.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 623), relating to child and family services administered by the department of human services.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 10, 2000.

COMMITTEE ON LOCAL GOVERNMENT

House File 774, a bill for an act exempting the increase in assessed value of a farm structure due to improvements made to the structure to preserve it as a barn.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

Pursuant to Rule 31.7, House File 774 was referred to the committee on ways and means.

Committee Bill (Formerly House Study Bill 587), relating to procedures for discontinuance of a city.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

COMMITTEE ON NATURAL RESOURCES

House File 2008, a bill for an act providing residency status to certain members of the armed forces for purposes of hunting, fishing, and fur harvesting.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8025** February 10, 2000.

COMMITTEE ON TRANSPORTATION

House File 2113, a bill for an act relating to eligibility for United States armed forces retired special motor vehicle license plates.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

AMENDMENTS FILED

H—8025	H.F.	2008	Committee on Natural Resources
H—8026	H.F.	2147	Jager of Black Hawk
			Hahn of Muscatine
			Garman of Story
			Brunkhorst of Bremer
			Cormack of Webster

H—8027	H.F.	2147	Jager of Black Hawk
	Brunkhorst of Bremer		Hahn of Muscatine
	Cormack of Webster		Garman of Story
H—8028	H.F.	2147	Jager of Black Hawk
	Brunkhorst of Bremer		Hahn of Muscatine
	Cormack of Webster		Garman of Story

On motion by Boggess of Page the House adjourned at 9:42 a.m., until 1:00 p.m., Monday, February 14, 2000.

JOURNAL OF THE HOUSE

Thirty-sixth Calendar Day - Twenty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 14, 2000

The House met pursuant to adjournment at 1:08 p.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Ed Ward, pastor of St. Stephens Lutheran Church, West Des Moines.

The Journal of Friday, February 11, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by students from Southeast Polk Junior High. They were accompanied by their teacher Dee Martinson. Prior to the Pledge the students read the poem, "Our Flag" written by them.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Greiner of Washington on request of Rants of Woodbury.

INTRODUCTION OF BILLS

House File 2244, by Dix, Witt, Boddicker, Davis, Foege, and Reynolds, a bill for an act relating to the creation of a consolidated and comprehensive system of personal assistance services.

Read first time and referred to committee on **human resources**.

House File 2245, by Frevert, a bill for an act relating to confinement feeding operations, by providing that contractors are liable for civil penalties arising out of violations committed by contract producers.

Read first time and referred to committee on **agriculture**.

House File 2246, by Whitead, Schrader, Connors, Bell, Wise, Cohoon, Murphy, Larkin, D. Taylor, Witt, Stevens, Bukta, Kuhn, Ford, T. Taylor, Frevert, Reynolds, Jochum, Osterhaus, Greimann, Richardson, Falck, Thomas, Mascher, Kreiman, Cataldo, Dotzler, Mertz, O'Brien, Holveck, Drees, May, Myers, Chiodo, and Parmenter, a bill for an act prohibiting certain acts associated with telemarketing sales calls and making a civil penalty applicable.

Read first time and referred to committee on **commerce and regulation**.

SENATE MESSAGE CONSIDERED

Senate File 2089, by committee on ways and means, a bill for an act relating to collection of the physical plant and equipment property tax levy in certain urban renewal areas and providing an applicability date.

Read first time and referred to committee on **ways and means**.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 106

Johnson of Osceola called up for consideration House Concurrent Resolution 106, a concurrent resolution relating to support of the State of Minnesota's lawsuit against the federal government and the United States Secretary of Health and Human Services regarding disparate funding under the federal Medicare program, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 108

Davis of Wapello called up for consideration House Concurrent Resolution 108, a concurrent resolution requesting the Congress of the United States to appropriate sufficient funding to the United States Naval Fleet and the United States Flag Merchant Marine Fleet, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS
Regular Calendar

House File 2146, a bill for an act relating to the authority of the board of educational examiners over certification and licensing of para-educators and practitioners, was taken up for consideration.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8014 filed by him on February 8, 2000.

Brunkhorst of Bremer moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2146)

The ayes were, 92:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Grundberg
Hahn	Hansen	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shultz
Sunderbruch	Taylor, D.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 8:

Greiner	Heaton	Houser	Nelson-Forbes
Raecker	Siegrist, Spkr.	Stevens	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2168, a bill for an act relating to the exceptions to the requirement of holding a hearing in a dissolution of marriage action, was taken up for consideration.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2168)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Grundberg
Hahn	Hansen	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Sunderbruch	Taylor, D.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 7:

Greiner	Heaton	Houser	Nelson-Forbes
Siegrist, Spkr.	Stevens	Taylor, T.	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2173, a bill for an act providing for inheritance by great-grandparents, great-aunts and uncles, and second cousins of intestate decedents, was taken up for consideration.

Millage of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2173)

The ayes were, 92:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Grundberg
Hahn	Hansen	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Sunderbruch	Taylor, D.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup,
			Presiding

The nays were, none.

Absent or not voting, 8:

Greiner	Heaton	Houser	Larson
Nelson-Forbes	Siegrist, Spkr.	Stevens	Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2146, 2168, 2173** and **House Concurrent Resolutions 106** and **108**.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Monday, February 14, 2000. Had I been present, I would have voted "aye" on House File 2146.

RAECKER of Polk

I was necessarily absent from the House chamber on February 14, 2000. Had I been present, I would have voted "aye" on House Files 2146, 2168, 2173 and House Concurrent Resolutions 106 and 108.

STEVENS of Dickinson

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF MANAGEMENT

A report on the implementation of out-of-state travel reductions, pursuant to House File 2039.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\267 Fred and Alma Lewis, Ottumwa – For celebrating their 67th wedding anniversary.
- 2000\268 Henry and Ardes Gruwell, Ottumwa – For celebrating their 62nd wedding anniversary.
- 2000\269 Burdette and Ardis Grieme, Galva – For celebrating their 50th wedding anniversary.
- 2000\270 Donald and Mary Jan Ausborn, Lytton – For celebrating their 50th wedding anniversary.
- 2000\271 Jim Stille, Alta – For celebrating his 80th birthday.
- 2000\272 Phyllis Brotherson, Lake View – For celebrating her 82nd birthday.
- 2000\273 Willis and Bernice Grundmeyer, Lamont – For celebrating their 50th wedding anniversary.
- 2000\274 Dick and Kay Gaffney, Independence – For celebrating their 50th wedding anniversary.
- 2000\275 Kenneth and Leone Dopp, Oelwein – For celebrating their 50th wedding anniversary.
- 2000\276 Gladys Palmer, Corning – For celebrating her 95th birthday.
- 2000\277 Mabel Vawter, Shenandoah – For celebrating her 90th birthday.
- 2000\278 Ethel Dellinger, Nodaway – For celebrating her 90th birthday.
- 2000\279 Raymond Spring, Nodaway – For celebrating his 90th birthday.
- 2000\280 Don and Mary Jean Arndorfer, Bancroft – For celebrating their 50th wedding anniversary.
- 2000\281 Clay Kramer, Waukon – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\282 Vern and Norma Poehlein, Solon – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 2189

Education: Nelson-Forbes, Chair; Boal and Cohoon.

House File 2211

Agriculture: Mertz, Chair; Klemme and Teig.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 660

Transportation: Johnson, Chair; Drees, May, Rayhons and Welter.

House Study Bill 661

Natural Resources: Rayhons, Chair; Baudler and Scherrman.

House Study Bill 663

Judiciary: Shey, Chair; Holveck and Kettering.

House Study Bill 664

Judiciary: Kettering, Chair; Parmenter and Shey.

House Study Bill 665

Judiciary: Davis, Chair; Baudler and Parmenter.

House Study Bill 667

Transportation: Eddie, Chair; May and Welter.

House Study Bill 669

Ways and Means: Jager, Chair; Blodgett and Osterhaus.

House Study Bill 670

State Government: Gipp, Chair; Arnold, Chiodo, Jager, Jochum, O'Brien and Van Engelenhoven.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON COMMERCE AND REGULATION

House File 2197, a bill for an act relating to the determination of fair value of the shares of dissenting shareholders of a bank or bank holding company.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

Committee Bill (Formerly House Study Bill 513), relating to alternate methods of providing proof of motor vehicle financial responsibility and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

Committee Bill (Formerly House Study Bill 641), relating to land restoration requirements for interstate natural gas pipeline construction projects.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 530), relating to state criminal jurisdiction and to the crimes of escape and absence from custody.

Fiscal Note is required.

Recommended **Do Pass** February 10, 2000.

Committee Bill (Formerly House Study Bill 558), relating to the criminal penalties for possession of a controlled substance.

Fiscal Note is required.

Recommended **Do Pass** February 10, 2000.

Committee Bill (Formerly House Study Bill 561), relating to actions on certain older claims to real estate.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

Committee Bill (Formerly House Study Bill 593), relating to the regulation of controlled substances and precursors to controlled substances.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

COMMITTEE ON TRANSPORTATION

House File 2121, a bill for an act increasing the fine for certain motor vehicle violations relating to railroad crossings.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8029** February 10, 2000.

RESOLUTIONS FILED

HCR 110, by committee on agriculture, a concurrent resolution to request that the Congress of the United States maintain its commitment to clean air and the ethanol industry, by maintaining the oxygenate requirement in the federal Clean Air Act that promotes the use of ethanol in reformulated gasoline, and urging the United States Environmental Protection Agency to resist California's attempt to waive the oxygenate requirement in that state.

Laid over under **Rule 25**.

SCR 103, by Kibbie, a concurrent resolution relating to the observation of the decade of the bone and joint.

Laid over under **Rule 25**.

AMENDMENT FILED

H-8029 H.F. 2121 Committee on Transportation

On motion by Rants of Woodbury the House adjourned at 1:46 p.m., until 8:45 a.m., Tuesday, February 15, 2000.

JOURNAL OF THE HOUSE

Thirty-seventh Calendar Day - Twenty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 15, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Father Stephen Page, pastor of St. Mary's Catholic Church, Fairfield.

The Journal of Monday, February 14, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Heaton of Henry and Wise of Lee from seven hundred forty constituents of the 97th and 98th districts favoring an increase in benefits for survivors of firefighters who have lost their lives.

INTRODUCTION OF BILLS

House File 2247, by committee on commerce and regulation, a bill for an act relating to land restoration requirements for interstate natural gas pipeline construction projects.

Read first time and placed on the **calendar**.

House File 2248, by committee on commerce and regulation, a bill for an act relating to alternate methods of providing proof of motor vehicle financial responsibility and providing an effective date.

Read first time and placed on the **calendar**.

House File 2249, by committee on human resources, a bill for an act relating to child and family services administered by the department of human services.

Read first time and placed on the **calendar**.

House File 2250, by committee on economic development, a bill for an act relating to economic development programs and related tax credits.

Read first time and referred to committee on **ways and means**.

House File 2251, by committee on judiciary, a bill for an act relating to the regulation of controlled substances and precursors to controlled substances.

Read first time and placed on the **calendar**.

House File 2252, by committee on judiciary, a bill for an act relating to the criminal penalties for possession of a controlled substance.

Read first time and placed on the **calendar**.

House File 2253, by committee on judiciary, a bill for an act relating to state criminal jurisdiction and to the crimes of escape and absence from custody.

Read first time and placed on the **calendar**.

House File 2254, by committee on judiciary, a bill for an act relating to actions on certain older claims to real estate.

Read first time and placed on the **calendar**.

House File 2255, by Brunkhorst, a bill for an act providing additional state aid to school districts for at-risk programs, and providing an effective date.

Read first time and referred to committee on **education**.

House File 2256, by Dotzler, Stevens, Whitead, Chiodo, Wise, Bell, Connors, D. Taylor, Scherrman, Reynolds, Mertz, Mundie, Cataldo, Holveck, May, and Weigel, a bill for an act relating to the licensing of hunting guides and providing a penalty.

Read first time and referred to committee on **natural resources**.

House File 2257, by Holveck, a bill for an act concerning the Iowa public employees' retirement system concerning the buyback of service following a federal disability determination.

Read first time and referred to committee on **state government**.

House File 2258, by Scherrman, a bill for an act relating to the labeling of imported meat products by retailers and providing penalties.

Read first time and referred to committee on **agriculture**.

House File 2259, by Reynolds, a bill for an act relating to the criteria, established by rule, for approval of an application for participation in the healthy and well kids in Iowa program when prior employer-sponsored coverage ends less than six months prior to application.

Read first time and referred to committee on **commerce and regulation**.

House File 2260, by Warnstadt, D. Taylor, Weigel, Murphy, Richardson, O'Brien, Wise, Reynolds, Witt, Kuhn, Frevert, Mertz, and Whitead, a bill for an act extending veterans benefits, preferences, and tax exemptions to certain members of reserve forces of the United States and the Iowa national guard, and providing an effective date for property tax exemption claims.

Read first time and referred to committee on **ways and means**.

House File 2261, by Horbach, a bill for an act relating to state agency procurement goals from targeted small businesses.

Read first time and referred to committee on **state government**.

House File 2262, by Weidman, a bill for an act relating to applications for marriage licenses and changes in real property records in conjunction with marital name changes.

Read first time and referred to committee on **judiciary**.

House File 2263, by Frevert, Reynolds, Bukta, and Osterhaus, a bill for an act relating to deductions under the individual income tax for dentists providing services and procedures for medical assistance patients and including effective and retroactive applicability date provisions.

Read first time and referred to committee on **ways and means**.

House File 2264, by Richardson, a bill for an act to provide an additional term of parole or work release for certain persons who commit the crime of lascivious acts with a child.

Read first time and referred to committee on **judiciary**.

House File 2265, by Fallon, a bill for an act prohibiting the giving and receipt of campaign contributions by certain persons in the gaming industry.

Read first time and referred to committee on **state government**.

House File 2266, by Hahn, a bill for an act relating to requirements for detaining a juvenile in a facility intended or used for the detention of adults.

Read first time and referred to committee on **judiciary**.

House File 2267, by Cohoon, a bill for an act relating to school-based youth services programs and making an appropriation.

Read first time and referred to committee on **appropriations**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 14, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 686, a bill for an act providing registration requirements and establishing a scope of authority for dental assistants, and providing an effective date.

Also: That the Senate has on February 14, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2106, a bill for an act prohibiting motor vehicle manufacturers, distributors, wholesalers, and importers from being licensed as, owning an interest in, operating, or controlling a motor vehicle dealer, providing exceptions, and making a penalty applicable.

MICHAEL E. MARSHALL, Secretary

On motion by Rants of Woodbury, the House was recessed at 8:58 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:07 p.m., Speaker Siegrist in the chair.

INTRODUCTION OF BILLS

House File 2268, by committee on economic development, a bill for an act relating to development or redevelopment projects under the physical infrastructure assistance program.

Read first time and placed on the **calendar**.

House File 2269, by Brunkhorst, a bill for an act providing additional state aid to school districts, making an appropriation, and providing an effective date.

Read first time and referred to committee on **education**.

House File 2270, by Fallon, a bill for an act relating to adoption of rules by state agencies pertaining to development, acquisition, or disposal of land.

Read first time and referred to committee on **state government**.

House File 2271, by Falck and Brunkhorst, a bill for an act relating to the definition of the crime of harassment.

Read first time and referred to committee on **judiciary**.

House File 2272, by Falck, a bill for an act providing for a study relating to retirement and death benefits for volunteer firefighters.

Read first time and referred to committee on **state government**.

House File 2273, by Rayhons, a bill for an act directing the state department of transportation to use grain-based deicers.

Read first time and referred to committee on **transportation**.

House File 2274, by Rayhons, a bill for an act providing for property tax adjustment aid for school districts.

Read first time and referred to committee on **education**.

House File 2275, by Rayhons, a bill for an act eliminating the state inheritance tax and state qualified use inheritance tax.

Read first time and referred to committee on **ways and means**.

House File 2276, by Martin, Heaton, Blodgett, Alons, Grundberg, Van Engelenhoven, Sukup, Metcalf, Larson, Dix, Thomson, Raecker, Garman, Boddicker, Brunkhorst, Greiner, Kettering, Lord, Millage, Horbach, Drake, Brauns, Arnold, Tyrrell, Hoffman, Houser, Klemme, Rayhons, Baudler, Boal, Teig, Sunderbruch, Carroll, Hahn, Johnson, Dolecheck, Jacobs, Bradley, Huseman, Jager, Eddie, Shey, Boggess, Barry, Gipp, Jenkins, Holmes, Welter, and Van Fossen, a bill for an act relating to the establishment of a senior living program, including the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability.

Read first time and referred to committee on **human resources**.

House File 2277, by Mertz, a bill for an act relating to hunting preserves by eliminating regulations applicable to certain animals classified as livestock.

Read first time and referred to committee on **agriculture**.

House File 2278, by Reynolds, Schrader, Hoffman, Kreiman, Kettering, Holveck, Heaton, Myers, Dotzler, Shoultz, Larkin, and Raecker, a bill for an act relating to the abatement of state sales tax and local option sales and services tax owed by a retailer as a result of reliance upon erroneous written advice received from the department of revenue and finance and including an effective date.

Read first time and referred to committee on **ways and means**.

House File 2279, by committee on education, a bill for an act relating to the renewal date for a license issued by the board of educational examiners.

Read first time and placed on the **calendar**.

SENATE FILE 428 REREFERRED

The Speaker announced that Senate File 428, previously referred to committee on **state government** was rereferred to committee on **local government**.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF ECONOMIC DEVELOPMENT

The Fiscal Year 1999 Community Economic Betterment Account (CEBA) Annual Report, pursuant to Chapter 15.313(3), Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\284 Marilyn and Wayne Larson, Manchester – For celebrating their 50th wedding anniversary.
- 2000\285 Beverly A. and Richard D. Krueger, Sioux City – For celebrating their 50th wedding anniversary.
- 2000\286 Mel Murken, Ankeny – For being Class 4-A Coach of the Year by the Iowa High School Baseball Coaches Association.
- 2000\287 Joyce and Jim Winther, Woodbine – For celebrating their 50th wedding anniversary.
- 2000\288 Wilma Clement, Dunlap – For celebrating her 86th birthday.
- 2000\289 Loretta Hartman, Clinton – For celebrating her 90th birthday.
- 2000\290 Paul Lewis, Dubuque – For his involvement of over 30 years with the Boy Scouts of America.
- 2000\291 Gene and Sally Burke, DeWitt – For celebrating their 50th wedding anniversary.
- 2000\292 Lester Jones, Stuart – For celebrating his 80th birthday.
- 2000\293 Durwood and Dorothy Purdy, Fontanelle – For celebrating their 50th wedding anniversary.
- 2000\294 Rosa Maria Escude' de Findlay, Cedar Falls – For being an inductee to the Iowa Women's Hall of Fame.
- 2000\295 Bernard and Wilma Harper, Onawa – For celebrating their 70th wedding anniversary.
- 2000\296 Virginia and Lyle Felten, Maquoketa – For celebrating their 50th wedding anniversary.
- 2000\297 Nina Weirup, Maquoketa – For celebrating her 95th birthday.
- 2000\298 Mr. and Mrs. Pete R. Gentile, Sioux City – For celebrating their 50th wedding anniversary.
- 2000\299 Jerry and Lorraine Neu, Sioux City – For celebrating their 50th wedding anniversary.
- 2000\300 Inga Evenson, Clermont – For celebrating her 88th birthday.
- 2000\301 Leverne Knight, Fayette – For celebrating his 80th birthday.
- 2000\302 Iva Cline, West Union – For celebrating her 90th birthday.
- 2000\303 Kathryn O'Brien, Strawberry Point – For celebrating her 80th birthday.

2000\304 Stephen Weis, Osage – For being named a National Catholic Educational Association Elementary Distinguished Graduate.

2000\305 Dolores and Dean Byrnes, Riceville – For celebrating their 50th wedding anniversary.

2000\306 Ben Seibert, Waukon – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.

SUBCOMMITTEE ASSIGNMENTS

House File 754

Commerce and Regulation: Raecker, Chair; Chiodo and Jenkins.

House File 2133

Local Government: Huser, Chair; Eddie and Van Engelenhoven.

House File 2200

Environmental Protection: Huseman, Chair; Drake and Shoultz.

House File 2217

Ways and Means: Boal, Chair; Frevert and Lord.

House File 2224

Judiciary: Kettering, Chair; Parmenter and Shey.

House File 2225

Judiciary: Raecker, Chair; Bell and Jager.

House File 2229

Human Resources: Mertz, Chair; Boddicker and Thomson.

House File 2244

Human Resources: Witt, Chair; Boddicker, Davis, Foege and Reynolds.

House File 2276

Human Resources: Martin, Chair; Blodgett and Foege.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 523

Human Resources: Davis, Chair; Boal and Kreiman.

House Study Bill 648

Commerce and Regulation: Holmes, Chair; Hoffman and Wise.

House Study Bill 668

Economic Development: Hoffman, Chair; Teig and Witt.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 671 Environmental Protection**

Relating to funding for purposes of waste tire management and collection of other hazardous materials.

H.S.B. 672 Environmental Protection

Including transfer stations under the siting requirements for sanitary landfill and infectious waste incinerator projects.

H.S.B. 673 Environmental Protection

Relating to tonnage fees paid by sanitary landfills and transfer stations.

H.S.B. 674 Environmental Protection

Removing rulemaking requirements for the special waste authorization program.

H.S.B. 675 Commerce and Regulation

Relating to entities and subject matter under the regulatory authority of the insurance division, including motor vehicle service contracts, securities, business opportunities, residential service contracts, retirement care contracts, transfer on death probate provisions; and establishing penalties and making penalties applicable.

H.S.B. 676 Education

Providing supplementary weighting for determining enrollment in school districts involved in district-to-district or district-to-

community-college sharing programs, and at-risk programs, and providing an effective date.

H.S.B. 677 Appropriations

Providing for crediting of telephone rebates for inmates of correctional institutions to the general fund of the state.

H.S.B. 678 Economic Development

Creating a community attraction and tourism development commission and relating to the administration of the community attraction and tourism development fund.

H.S.B. 679 Labor and Industrial Relations

Relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens.

H.S.B. 680 Education

Relating to the additional weighting provided for limited English proficient students.

H.S.B. 681 Environmental Protection

Extending a partial suspension of permitting requirements of facilities that deal with hazardous waste.

H.S.B. 682 Environmental Protection

Increasing certain fees related to the generation, transportation, storage, and disposal of hazardous waste.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Senate File 228, a bill for an act authorizing school districts and nonpublic schools to perform certain criminal and abuse record checks.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8036** February 14, 2000.

Senate File 441, a bill for an act providing an exemption from certain requirements of self-insured accident and health insurance plans provided by school corporations.

Fiscal Note is not required.

Recommended **Do Pass** February 14, 2000.

Committee Bill (Formerly House File 2029), directing the departments of education, revenue and finance, and management to conduct a study of funding inequities within the kindergarten through grade twelve public school system.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 14, 2000.

Committee Bill (Formerly House File 2083), relating to teacher shortages by creating a lifetime substitute teacher license and school district contract negotiations for teacher contracts.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 14, 2000.

Committee Bill (Formerly House File 2117), requesting a legislative study to review the mission, structure, responsiveness, and funding of the area education agencies.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 14, 2000.

Committee Bill (Formerly House File 2159), requiring the director of the department of education to develop and administer an operation recognition program.

Fiscal Note is not required.

Recommended **Do Pass** February 14, 2000.

Committee Bill (Formerly House Study Bill 628), relating to the renewal date for a license issued by the board of educational examiners.

Fiscal Note is not required.

Recommended **Do Pass** February 14, 2000.

Committee Bill (Formerly House Study Bill 640), relating to school districts experiencing declining enrollment and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 14, 2000.

COMMITTEE ON JUDICIARY

House File 719, a bill for an act relating to interference with visitation and custody, by providing for mediation, by establishing the crime of interference with custody and visitation, and providing penalties.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

COMMITTEE ON STATE GOVERNMENT

House File 2003, a bill for an act providing for the incorporation of a practical demonstration component in an examination to obtain licensure as a practitioner of cosmetology arts and sciences.

Fiscal Note is not required.

Recommended **Do Pass** February 14, 2000.

House File 2068, a bill for an act relating to a midwest interstate passenger rail compact.

Fiscal Note is not required.

Recommended **Do Pass** February 14, 2000.

Senate File 182, a bill for an act requiring licensure to practice acupuncture.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8031** February 14, 2000.

Senate File 2036, a bill for an act to repeal the upper Mississippi riverway compact.

Fiscal Note is not required.

Recommended **Do Pass** February 14, 2000.

Committee Bill (Formerly House Study Bill 584), relating to the administration of state government, including state purchasing and capitol complex issues, extending the time period for use of an appropriation, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 14, 2000.

COMMITTEE ON WAYS AND MEANS

Senate File 477, a bill for an act relating to the appropriation made for the livestock production tax credit.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8032** February 14, 2000.

Pursuant to Rule 31.7, Senate File 477 was referred to the committee on appropriations.

RESOLUTION FILED

HCR 111, by Thomson, a concurrent resolution encouraging state and local governments, business interests, health care professionals, and individuals with interest in good health to help in educating the public to raise awareness regarding osteoporosis prevention, detection, and treatment.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-8030	H.F.	686	Senate Amendment
H-8031	S.F.	182	Committee on State Government
H-8032	S.F.	477	Committee on Ways and Means
H-8033	H.F.	2080	Chiodo of Polk
			Osterhaus of Jackson
			Witt of Black Hawk
			Myers of Johnson
			Foege of Linn
H-8034	H.F.	2080	Osterhaus of Jackson

Witt of Black Hawk			Falck of Fayette
Myers of Johnson			Bukta of Clinton
Foege of Linn			
H—8035	H.F.	2080	Osterhaus of Jackson
Jochum of Dubuque			Witt of Black Hawk
Falck of Fayette			Myers of Johnson
Bukta of Clinton			Foege of Linn
H—8036	S.F.	228	Committee on Education
H—8037	H.F.	2080	Kreiman of Davis

On motion by Rants of Woodbury the House adjourned at 1:10 p.m., until 8:45 a.m., Wednesday, February 16, 2000.

JOURNAL OF THE HOUSE

Thirty-eighth Calendar Day - Twenty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 16, 2000

The House met pursuant to adjournment at 8:52 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Dick Clark, pastor of St. Timothy's United Methodist Church, Cedar Falls.

The Journal of Tuesday, February 15, 2000 was approved.

PETITIONS FILED

The following petitions were received and placed on file:

By Jochum of Dubuque from two hundred eleven persons from Dubuque, Delaware, Winneshiek and Jones counties, favoring the passage of House File 2066 and to permit licensed substance abuse treatment agencies to teach OWI classes independent of the community colleges.

By Shoultz of Black Hawk from twenty-seven persons from Pathways Behavioral Services favoring House File 2066, permitting licensed substance abuse treatment agencies to teach OWI classes independent of the community colleges.

INTRODUCTION OF BILLS

House Joint Resolution 2007, by Rants, Heaton, and Brauns, a joint resolution to nullify administrative rules of the Iowa empowerment board concerning Iowa empowerment grants and school ready children grants and providing an effective date.

Read first time and referred to committee on **local government**.

House File 2280, by committee on education, a bill for an act requiring the director of the department of education to develop and administer an operation recognition program.

Read first time and placed on the **calendar**.

House File 2281, by committee on local government, a bill for an act relating to procedures for discontinuance of a city.

Read first time and placed on the **calendar**.

House File 2282, by Blodgett, a bill for an act relating to motor vehicle regulation and making penalties applicable.

Read first time and referred to committee on **transportation**.

House File 2283, by Arnold, a bill for an act relating to competitive bidding for construction or relocation of state buildings and offices.

Read first time and referred to committee on **state government**.

House File 2284, by Fallon, a bill for an act requiring that state agencies purchase Iowa agricultural commodities and food derived from Iowa agricultural commodities.

Read first time and referred to committee on **agriculture**.

House File 2285, by Parmenter, Kuhn, Stevens, and Greimann, a bill for an act providing for the regulation of manure storage structures and making penalties applicable.

Read first time and referred to committee on **agriculture**.

House File 2286, by Schrader, Falck, Murphy, Reynolds, Wise, Connors, Ford, Bell, T. Taylor, Chiodo, Larkin, Frevert, Parmenter, Greimann, May, Myers, Dotzler, Osterhaus, Cataldo, Kreiman, Kuhn, Mundie, Mascher, Thomas, Mertz, Jochum, Weigel, Foege, O'Brien, and Holveck, a bill for an act relating to and making appropriations from the tobacco settlement fund to the Iowa department of public health for health care functions including home health care and public health nursing services, and providing an effective date and providing for retroactive applicability.

Read first time and referred to committee on **appropriations**.

House File 2287, by Ford, a bill for an act to increase the criminal penalties for an assault on members of certain occupations.

Read first time and referred to committee on **judiciary**.

House File 2288, by Ford, a bill for an act relating to the development of a multistate compact for the review, encouragement, and exchange of education innovations.

Read first time and referred to committee on **education**.

House File 2289, by Jacobs, Jenkins, Chiodo, Dotzler, and Kettering, a bill for an act relating to aviation transportation and providing an effective date.

Read first time and referred to committee on **economic development**.

House File 2290, by committee on education, a bill for an act directing the departments of education, revenue and finance, and management to conduct a study of funding inequities within the kindergarten through grade twelve public school system.

Read first time and placed on the **calendar**.

House File 2291, by committee on education, a bill for an act relating to teacher shortages by creating a permanent substitute teacher license and including effective and applicability date provisions.

Read first time and placed on the **calendar**.

House File 2292, by committee on education, a bill for an act requesting a legislative study to review the mission, structure, responsiveness, and funding of the area education agencies.

Read first time and placed on the **calendar**.

House File 2293, by committee on education, a bill for an act relating to school districts experiencing declining enrollment and providing an applicability date.

Read first time and placed on the **calendar**.

House File 2294, by Kuhn, Frevert, and May, a bill for an act prohibiting the use of methyl tertiary butyl ether, eliminating a conflicting provision, providing penalties, and providing an effective date.

Read first time and referred to committee on **agriculture**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 15, 2000, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 108, a concurrent resolution requesting the Congress of the United States to appropriate sufficient funding to the United States Naval Fleet and the United States Flag Merchant Marine Fleet.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS Regular Calendar

House File 2154, a bill for an act relating to the sex offender registry and criminal penalties and providing an effective date, was taken up for consideration.

SENATE FILE 2031 SUBSTITUTED FOR HOUSE FILE 2154

Sunderbruch of Scott asked and received unanimous consent to substitute Senate File 2031 for House File 2154.

Senate File 2031, a bill for an act relating to violations of the sex offender registry requirements and providing an effective date, was taken up for consideration.

Kreiman of Davis offered amendment H-8024 filed by Mascher of Johnson as follows:

H-8024

1 Amend Senate File 2031, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 692A.3, Code Supplement 1999,
6 is amended to read as follows:

7 692A.3 REGISTRATION PROCESS.

8 1. a person required to register under this
9 chapter shall register with the sheriff of the county
10 of the person's residence within ~~ten~~ five days of
11 establishment of residence in this state or within ~~ten~~
12 five days of any conviction for which the person is
13 not incarcerated, a release from custody, or placement
14 on probation, parole, or work release. a sheriff
15 shall accept the registration of a nonresident of the
16 county if the person required to register is a full-
17 time or part-time student or is employed on a full-
18 time or part-time basis in the county.

19 2. a person required to register under this
20 chapter shall, within ~~ten~~ five days of changing
21 residence within a county in this state or within ~~ten~~
22 five days of a change in the person's name as a result
23 of marriage, dissolution of marriage, or a legal name
24 change, notify the sheriff of the county in which the
25 person is registered of the change of address, name,
26 and any changes in the person's telephone number in
27 writing on a form provided by the sheriff. The
28 sheriff shall send a copy of the change of information
29 to the department within three working days of receipt
30 of notice of the change. The sex offender registry
31 shall maintain and make available information from the
32 registry cross-referenced by name at the time of
33 conviction and by name subsequent to any change.

34 3. a person required to register under this
35 chapter shall register with the sheriff of a county in
36 which residence has been newly established and notify
37 the sheriff of the county in which the person was
38 registered, within ~~ten~~ five days of changing residence
39 to a location outside the county in which the person
40 was registered. Registration shall be in writing on a
41 form provided by the sheriff and shall include the
42 person's change of address and any changes to the
43 person's telephone number or name. The sheriff shall
44 send a copy of the change of information to the
45 department within three working days of receipt of
46 notice of the change.

47 4. a person required to register under this
48 chapter shall notify the sheriff of the county in
49 which the person is registered, within ~~ten~~ five days
50 of changing residence to a location outside this

Page 2

1 state, of the new residence address and any changes in
2 telephone number or name. The sheriff shall send a
3 copy of the change to the department within three
4 working days of receipt of notice of the change. The
5 person must register with the registering agency of
6 the other state within ~~ten~~ five days of changing
7 residency, if persons are required to register under
8 the laws of the other state. The department shall
9 notify the registering agency in the other state of
10 the registrant's new address, telephone number, or
11 name.

12 5. The collection of information by a court or
13 releasing agency under section 692A.5 shall serve as
14 the person's initial registration for purposes of this
15 section. The court or releasing agency shall forward
16 a copy of the registration to the department within
17 three working days of completion of registration.

18 Sec. 2. Section 692A.5, subsection 1, paragraphs c
19 and d, Code Supplement 1999, are amended to read as
20 follows:

21 c. Inform the person that, within ~~ten~~ five days of
22 changing residence, registration with the sheriff in
23 the county in which residence is established is
24 required, if the residence is within the state.

25 d. Inform the person that if the person moves the
26 person's residence to another state, the person must
27 give the person's new address to the sheriff's
28 department in the county of the person's old residence
29 within ~~ten~~ five days of changing addresses, and that,
30 if the other state has a registration requirement, the
31 person is also required to register in the new state
32 of residence, not later than ~~ten~~ five days after
33 establishing residence in the other state and to
34 verify the address at least annually."

35 2. By renumbering as necessary.

The House stood at ease at 9:10 a.m., until the fall of the gavel.

The House resumed session at 9:28 a.m., Speaker pro tempore
Sukup in the chair.

Mascher of Johnson offered the following amendment H-8038, to
amendment H-8024, filed by her from the floor and moved its
adoption:

H-8038

1 Amend the amendment, H-8024, to Senate File 2031,

- 2 as passed by the Senate, as follows:
 3 1. Page 2, by inserting after line 34 the
 4 following:
 5 "___ Page 1, line 25, by striking the words
 6 "This Act" and inserting the following: "The section
 7 of this Act amending section 692A.7"."

Amendment H-8038 was adopted.

On motion by Mascher of Johnson amendment H-8024, as amended, was adopted.

Sunderbruch of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2031)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heatn
Hoffman	Holmes	Holveck	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Horbach

Nelson-Forbes

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2154 WITHDRAWN

Sunderbruch of Scott asked and received unanimous consent to withdraw House File 2154 from further consideration by the House.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2031** be immediately messaged to the Senate.

On motion by Rants of Woodbury, the House was recessed at 9:40 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:00 p.m., Speaker pro tempore Sukup in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 16, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2158, a bill for an act relating to the limitation on deposits which may be held by a depository institution or holding company and establishment of a procedure for determining compliance with such limitation, providing for the Act's applicability, and providing an effective date.

MICHAEL E. MARSHALL, Secretary

SPECIAL PRESENTATION

Wise of Lee presented to the House the Mayor of Keokuk, Gary Folluo; Keokuk Fire Chief Mark Wessel; Keokuk firefighters, Jeff

Marlin and Randy Winn; Keokuk Police Chief, George Morgan; students from a number of high schools from the southeast Iowa region; and the widows and families of the Keokuk firefighters who died in the line of duty.

Heaton of Henry presented to Speaker Siegrist a petition (previously filed in the office of the Chief Clerk) signed by seven hundred forty persons favoring an increase in benefits for survivors of firefighters who have lost their lives.

The House rose and expressed its welcome.

Speaker Siegrist in the chair at 1:10 p.m.

ADOPTION OF HOUSE RESOLUTION 102

Wise of Lee called up for consideration House Resolution 102, a resolution honoring the Keokuk firefighters who died in the line of duty, and moved its adoption.

The motion prevailed and the resolution was adopted.

Speaker Siegrist thanked the families of the Keokuk firefighters for attending today and expressed his appreciation for their sacrifice in the loss of family members who died in the line of duty.

On motion by Rants of Woodbury, the House was recessed at 1:17 p.m., until 4:30 p.m.

LATE AFTERNOON SESSION

The House reconvened at 4:38 p.m., Speaker Siegrist in the chair.

INTRODUCTION OF BILLS

House File 2295, by Scherrman, a bill for an act relating to meat and poultry regulation, by authorizing the secretary of agriculture to regulate the licensure and inspection of slaughtering operations, the inspection of livestock and associated products, and making penalties applicable.

Read first time and referred to committee on **agriculture**.

House File 2296, by Schrader, Connors, Reynolds, T. Taylor, Frevert, Falck, Osterhaus, Wise, Richardson, Myers, Kreiman, Bell, May, Dotzler, Larkin, Bukta, Scherrman, Jochum, Kuhn, Foegel, Mascher, Stevens, Mundie, and Holveck, a bill for an act relating to and making appropriations from the tobacco settlement fund to the Iowa department of public health and to the department of personnel for smoking cessation programs, and providing an effective date and providing for retroactive applicability.

Read first time and referred to committee on **appropriations**.

House File 2297, by Davis, a bill for an act establishing the criminal offense of loitering for a drug-related purpose and providing a penalty.

Read first time and referred to committee on **judiciary**.

House File 2298, by Frevert, a bill for an act relating to the application of manure near drinking water wells.

Read first time and referred to committee on **agriculture**.

House File 2299, by Houser, a bill for an act relating to the funding of state mandates.

Read first time and referred to committee on **local government**.

House File 2300, by Shey, Larson, Ford, Davis, Hansen, Martin, Thomson, Jacobs, Sukup, Brunkhorst, Raecker, Baudler, Hahn, Eddie, Barry, Jager, Johnson, Tyrrell, Brauns, Boal, and Alons, a bill for an act relating to the unlawful manufacturing, delivery, or possession with the intent to manufacture or deliver cocaine or substances or counterfeit substances related to cocaine.

Read first time and referred to committee on **judiciary**.

House File 2301, by Dotzler, a bill for an act relating to wage discrimination in employment by providing for the determination of wage discrimination.

Read first time and referred to committee on **labor and industrial relations**.

House File 2302, by Schrader, Falck, Murphy, Connors, T. Taylor, Larkin, Chiodo, Parmenter, Ford, Frevert, Kuhn, Greimann, Myers, D. Taylor, Richardson, Bell, Reynolds, Bukta, Jochum, Scherrman, Cataldo, O'Brien, Dotzler, Mascher, Stevens, and Holveck, a bill for an act relating to and making appropriations from the tobacco settlement fund to the department of human services for expansion of the school-based supervision of children, and providing an effective date and providing retroactive applicability.

Read first time and referred to committee on **appropriations**.

House File 2303, by Tyrrell, a bill for an act allowing the display of only one registration plate on certain older vehicles.

Read first time and referred to committee on **transportation**.

House File 2304, by committee on agriculture, a bill for an act relating to the installation of ethanol-compatible motor vehicle fuel storage tank equipment.

Read first time and placed on the **calendar**.

House File 2305, by Witt, a bill for an act relating to the use and sale of certain property owned by the department of transportation for green space purposes.

Read first time and referred to committee on **transportation**.

House File 2306, by Witt, a bill for an act exempting the providing of environmental laboratory services from the state sales and use taxes.

Read first time and referred to committee on **ways and means**.

House File 2307, by Frevert, a bill for an act relating to the delivery of pharmaceuticals to patients eligible for treatment at the university hospitals and clinics.

Read first time and referred to committee on **human resources**.

House File 2308, by Wise, a bill for an act establishing a school bond credit enhancement program.

Read first time and referred to committee on **education**.

House File 2309, by Richardson, a bill for an act requiring automobile insurers to provide notice of certain aftermarket parts automobile insurance policy provisions and making penalties applicable.

Read first time and referred to committee on **transportation**.

House File 2310, by Brunkhorst, a bill for an act relating to partition fences by providing for their erection and maintenance.

Read first time and referred to committee on **agriculture**.

House File 2311, by committee on human resources, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development.

Read first time and placed on the **calendar**.

House File 2312, by committee on transportation, a bill for an act relating to the regulation of certain low-speed vehicles and making a penalty applicable.

Read first time and placed on the **calendar**.

House File 2313, by Garman and Davis, a bill for an act relating to the temporary confinement of inmates in county jail facilities.

Read first time and referred to committee on **judiciary**.

House File 2314, by committee on judiciary, a bill for an act relating to the accumulation of credit upon an inmate's sentence for Iowa inmates incarcerated in another jurisdiction.

Read first time and placed on the **calendar**.

House File 2315, by committee on local government, a bill for an act concerning the payment of health and medical insurance coverage costs by cities to retired employees.

Read first time and placed on the **calendar**.

House File 2316, by committee on commerce and regulation, a bill for an act relating to the regulation of health organizations for purposes of solvency and establishing a measure for the risk-based capital of a health organization.

Read first time and placed on the **calendar**.

House File 2317, by committee on commerce and regulation, a bill for an act relating to the regulation of the sale of viatical settlements.

Read first time and placed on the **calendar**.

House File 2318, by Shoultz, Greimann, Jochum, Dotzler, Witt, Reynolds, Fallon, Stevens, Mascher, and Kreiman, a bill for an act relating to beverage container control laws and providing a penalty.

Read first time and referred to committee on **environmental protection**.

House File 2319, by Hoffman, a bill for an act to allow the assignment of benefits under an insurance policy or contract, or health benefit plan to the provider of health care services.

Read first time and referred to committee on **commerce and regulation**.

House File 2320, by Foege, a bill for an act making an appropriation to the department of education for continuation of a model outreach program for services for youth with disabilities.

Read first time and referred to committee on **appropriations**.

SENATE MESSAGE CONSIDERED

Senate File 2158, by committee on commerce, a bill for an act relating to the limitation on deposits which may be held by a depository institution or holding company and establishment of a procedure for determining compliance with such limitation, providing for the Act's applicability, and providing an effective date.

Read first time and **passed on file.**

CONSIDERATION OF BILL
Regular Calendar

House File 2080, a bill for an act relating to third-party payment of health care coverage costs for biologically based mental illness treatment services, with report of committee recommending amendment and passage, was taken up for consideration.

Sukup of Franklin in the chair at 4:50 p.m.

Hansen of Pottawattamie offered amendment H-8011 filed by the committee on commerce and regulation as follows:

H-8011

- 1 Amend House File 2080 as follows:
- 2 1. Page 2, by inserting after line 30 the
- 3 following:
- 4 "7. a. A group policy or contract or plan covered
- 5 under this section shall not impose an aggregate
- 6 annual or lifetime limit on biologically based mental
- 7 illness coverage benefits unless the policy or
- 8 contract or plan imposes an aggregate annual or
- 9 lifetime limit on substantially all medical and
- 10 surgical coverage benefits.
- 11 b. A group policy or contract or plan covered
- 12 under this section that imposes an aggregate annual or
- 13 lifetime limit on substantially all medical and
- 14 surgical coverage benefits shall not impose an
- 15 aggregate annual or lifetime limit on biologically
- 16 based mental illness coverage benefits which is less
- 17 than the aggregate annual or lifetime limit imposed on
- 18 substantially all medical and surgical coverage
- 19 benefits."
- 20 2. Page 2, by striking line 35 and inserting the
- 21 following: "copayments, provided the amounts and

- 22 extent of such deductibles, coinsurance, or
23 copayments".
24 3. Page 3, line 2, by inserting after the word
25 "plan" the following: "are the same".
26 4. Page 3, line 15, by striking the word "July"
27 and inserting the following: "January".
28 5. By renumbering as necessary.

The committee amendment H-8011 was adopted.

Osterhaus of Jackson offered amendment H-8035 filed by Osterhaus, et al., as follows:

H-8035

- 1 Amend House File 2080 as follows:
2 1. By striking everything after the enacting
3 clause and inserting the following:
4 "Section 1. NEW SECTION. 514C.19 MENTAL HEALTH
5 AND SUBSTANCE ABUSE COVERAGE.
6 1. Notwithstanding the uniformity of treatment
7 requirements of section 514C.6, a group policy or
8 contract providing for third-party payment or
9 prepayment of health or medical expenses shall provide
10 mental health and substance abuse treatment coverage
11 benefits and shall not impose limitations on financial
12 terms for coverage of services for serious mental
13 illnesses or substance abuse if similar limitations
14 are not imposed on the coverage benefits for services
15 for medical or surgical conditions.
16 2. For purposes of this section, unless the
17 context otherwise requires:
18 a. "Serious mental illness" means the following
19 disorders, as defined by the American psychiatric
20 association's diagnostic and statistical manual of
21 mental disorders:
22 (1) Schizophrenia.
23 (2) Schizo-affective disorder.
24 (3) Bipolar disorder.
25 (4) Major depressive disorder.
26 (5) Obsessive-compulsive disorder.
27 (6) Autism.
28 (7) Pervasive developmental disorders.
29 (8) Panic disorder.
30 (9) Paranoia and other psychotic disorders.
31 (10) Eating disorders, including but not limited
32 to bulimia nervosa and anorexia nervosa.
33 b. "Substance abuse" means a pattern of
34 pathological use of alcohol or a drug that causes
35 impairment in social or occupational functioning, or
36 that produces physiological dependency evidenced by

37 physical tolerance or by physical symptoms when the
38 alcohol or drug is withdrawn.
39 2. This section shall not apply to accident-only,
40 specific disease, short-term hospital or medical,
41 hospital confinement indemnity, credit, dental,
42 vision, Medicare supplement, long-term care, basic
43 hospital and medical-surgical expense coverage as
44 defined by the commissioner, disability income
45 insurance coverage, coverage issued as a supplement to
46 liability insurance, workers' compensation or similar
47 insurance, automobile medical payment insurance, or
48 individual accident or sickness policies issued
49 pursuant to chapter 513C.
50 3. A third-party payor may manage the benefits

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1 provided through common methods including, but not
2 limited to, providing payment of benefits or providing
3 care and treatment under a capitated payment system,
4 prospective reimbursement rate system, utilization
5 control system, incentive system for the use of least
6 restrictive and least costly levels of care, a
7 preferred provider contract limiting choice of
8 specific provider, or any other system, method, or
9 organization designed to ensure services are medically
10 necessary and clinically appropriate.
11 4. A group policy or contract covered under this
12 section, at a minimum, shall provide for thirty
13 inpatient and sixty outpatient days annually. The
14 policy or contract may also include deductibles,
15 coinsurance, or copayments if such deductibles,
16 coinsurance, or copayments are applicable to other
17 medical or surgical services coverage under the policy
18 or contract. It is not a violation of this section if
19 the policy or contract excludes entirely from coverage
20 benefits the cost of providing the following:
21 a. Marital, family, educational, developmental, or
22 training services.
23 b. Care that is substantially custodial in nature.
24 c. Services and supplies that are not medically
25 necessary or clinically appropriate.
26 d. Experimental treatments.
27 5. The commissioner, by rule, shall increase the
28 mental health and substance abuse lifetime limit in
29 the individual market guaranteed standard product to
30 one hundred thousand dollars.
31 6. A group policy is exempt from this section upon
32 submitting to the commissioner evidence demonstrating
33 a premium increase for the policy term in excess of
34 three percent as a result of the requirements of this
35 section.

36 7. This section applies to third-party payment
 37 provider contracts or policies delivered, issued for
 38 delivery, continued, or renewed in this state on or
 39 after January 1, 2001.

40 8. This section is repealed effective July 1,
 41 2003."

42 2. Title page, by striking line 2 and inserting
 43 the following: "costs for mental illness and
 44 substance abuse treatment".

The House stood at ease at 5:04 p.m., until the fall of the gavel.

The House resumed session at 5:29 p.m., Speaker Siegrist in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Nelson-Forbes of Marshall on request of Rants of Woodbury.

Osterhaus of Jackson moved the adoption of amendment H-8035.

Roll call was requested by Osterhaus of Jackson and Jochum of Dubuque.

Rule 75 was invoked.

On the question "Shall amendment H-8035 be adopted?" (H.F. 2080)

The ayes were, 44:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Frevert	Greimann	Holveck
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Martin	Metcalf
Millage	Raecker	Rants	Rayhons
Shey	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Mr. Speaker	
		Siegrist	

Absent or not voting, 1:

Nelson-Forbes

Amendment H-8035 lost.

Chido of Polk offered the following amendment H-8033 filed by Chido, et al., and moved its adoption:

H-8033

- 1 Amend House File 2080 as follows:
- 2 1. Page 1, line 1, by striking the words
- 3 "BIOLOGICALLY BASED" and inserting the following:
- 4 "SERIOUS".
- 5 2. Page 1, line 9, by striking the words
- 6 "biologically based" and inserting the following:
- 7 "serious".
- 8 3. Page 1, line 26, by striking the words
- 9 "biologically based" and inserting the following:
- 10 "serious".
- 11 4. Page 1, line 27, by striking the words
- 12 "biologically based" and inserting the following:
- 13 "serious".
- 14 5. Page 1, by inserting after line 35 the
- 15 following:
- 16 "h. Post traumatic stress syndrome."
- 17 6. Page 2, line 2, by striking the words
- 18 "biologically based" and inserting the following:
- 19 "serious".
- 20 7. Title page, line 2, by striking the words
- 21 "biologically based" and inserting the following:
- 22 "serious".

Speaker pro tempore Sukup in the chair at 7:03 p.m.

Roll call was requested by Chiodo of Polk and Murphy of Dubuque.

On the question "Shall amendment H-8033 be adopted?" (H.F. 2080)

The ayes were, 44:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Frevert	Greimann	Holveck
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Martin	Metcalf
Millage	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Sukup,	
		Presiding	

Absent or not voting, 1:

Nelson-Forbes

Amendment H-8033 lost.

Osterhaus of Jackson asked and received unanimous consent to withdraw amendment H-8034 filed by Osterhaus, et al., on February 15, 2000.

Osterhaus of Jackson asked and received unanimous consent to withdraw amendment H-8016 filed by him on February 8, 2000.

Osterhaus of Jackson offered the following amendment H-8022 filed by him and moved its adoption:

H-8022

- 1 Amend House File 2080 as follows:
- 2 1. Page 1, by striking lines 3 through 22 and
- 3 inserting the following:
- 4 "1. Notwithstanding the uniformity of treatment
- 5 requirements of section 514C.6, a group policy or
- 6 contract providing for third-party payment or
- 7 prepayment of health or medical expenses shall provide
- 8 mental health and substance abuse treatment coverage
- 9 benefits and shall not impose limitations on financial
- 10 terms for coverage of services for serious mental
- 11 illnesses or substance abuse if similar limitations
- 12 are not imposed on the coverage benefits for services
- 13 for medical or surgical conditions."
- 14 2. Page 1, line 26, by striking the words
- 15 "biologically based" and inserting the following:
- 16 "serious".
- 17 3. Page 1, line 27, by striking the words
- 18 "biologically based" and inserting the following:
- 19 "serious".
- 20 4. Page 1, by inserting after line 35 the
- 21 following:
- 22 "h. Panic disorder.
- 23 i. Paranoia and other psychotic disorders.
- 24 j. Eating disorders, including but not limited to
- 25 bulimia nervosa and anorexia nervosa.
- 26 3A. For purposes of this section, "substance
- 27 abuse" means a pattern of pathological use of alcohol
- 28 or a drug that causes impairment in social or
- 29 occupational functioning, or that produces
- 30 physiological dependency evidenced by physical
- 31 tolerance or by physical symptoms when the alcohol or
- 32 drug is withdrawn."
- 33 5. Page 2, line 2, by striking the words
- 34 "biologically based" and inserting the following:
- 35 "serious".
- 36 6. Page 3, by inserting after line 11 the
- 37 following:
- 38 "7A. A group policy is exempt from this section
- 39 upon submitting to the commissioner evidence
- 40 demonstrating a premium increase for the policy term
- 41 in excess of three percent as a result of the
- 42 requirements of this section."

- 43 7. Page 3, by inserting after line 15 the
 44 following:
 45 "9. This section is repealed effective July 1,
 46 2003."
 47 8. Title page, by striking line 2, and inserting
 48 the following: "costs for serious mental illness and
 49 substance abuse treatment".

Roll call was requested by Osterhaus of Jackson and Speaker Siegrist.

On the question "Shall amendment H-8022 be adopted?" (H.F. 2080)

The ayes were, 45:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Frevert	Greimann	Hahn
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Mundie	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 54:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Raecker	Rants	Rayhons	Shey
Siegrist, Spkr.	Sunderbruch	Teig	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Welter	Sukup,		
	Presiding		

Absent or not voting, 1:

Nelson-Forbes

Amendment H-8022 lost.

Jager of Black Hawk asked and received unanimous consent to withdraw amendment H-8019 filed by him on February 9, 2000.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8037 filed by him on February 15, 2000.

Speaker Siegrist in the chair at 7:43 p.m.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2080)

The ayes were, 55:

Barry	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Bukta
Carroll	Cataldo	Chiodo	Cormack
Davis	Dolecheck	Dotzler	Fallon
Foege	Ford	Frevert	Garman
Gipp	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holveck	Houser
Huseman	Huser	Jacobs	Jenkins
Klemme	Kreiman	Kuhn	Martin
Mertz	Mundie	Myers	O'Brien
Parmenter	Raecker	Rants	Reynolds
Shey	Shoultz	Stevens	Sunderbruch
Thomas	Thomson	Van Fossen	Warnstadt
Whitead	Witt	Mr. Speaker	
		Siegrist	

The nays were, 44:

Alons	Arnold	Baudler	Bell
Brunkhorst	Cohoon	Connors	Dix
Doderer	Drake	Drees	Eddie
Falck	Greimann	Greiner	Holmes
Horbach	Jager	Jochum	Johnson
Kettering	Larkin	Larson	Lord
Mascher	May	Metcalf	Millage
Murphy	Osterhaus	Rayhons	Richardson
Scherrman	Schrader	Sukup	Taylor, D.
Taylor, T.	Teig	Tyrrell	Van Engelenhoven
Weidman	Weigel	Welter	Wise

Absent or not voting, 1:

Nelson-Forbes

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2080** be immediately messaged to the Senate.

HOUSE FILE 2207 REREFERRED

The Speaker announced that House File 2207, previously referred to committee on **state government** was rereferred to committee on **judiciary**.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twelve members of the Family Career and Community Leaders of America from Logan Magnolia Schools, Logan, accompanied by Advisor Deneen Healey. By Barry of Harrison

Seven high school students from Walnut Community School, Walnut. By Drake of Pottawattamie.

Seven students from Glenwood High School FCCLA, Glenwood, accompanied by Mrs. Janis Moore. By Houser of Pottawattamie.

Students from Bondurant Junior-Senior High School, accompanied by Mrs. Griswald. By Huser of Polk.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

GOVERNOR'S ALLIANCE ON SUBSTANCE ABUSE

The Iowa Drug Control Strategy, a comprehensive three-year plan for addressing substance abuse in our state, pursuant to Chapter 80E, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\307 Patricia and Raymond Link, Maxwell – For celebrating their 50th wedding anniversary.
- 2000\308 Andrew Olson, Waukon – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\309 Marlene and LaVoy "Bud" Thiessen, Chelsea – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 774

Ways and Means: Teig, Chair; Houser and Kuhn.

House File 2148 Reassigned

Commerce and Regulation: Raecker, Chair; Jenkins and D. Taylor.

House File 2208

Labor and Industrial Relations: Larson, Chair; Horbach and T. Taylor.

House File 2213

Appropriations: Millage, Chair; Cormack and Murphy.

House File 2223

Transportation: May, Chair; Arnold and Blodgett.

House File 2227

Appropriations: Millage, Chair; Cormack and Mertz.

House File 2228

Local Government: Carroll, Chair; Huser and Weidman.

House File 2231

Local Government: Arnold, Chair; Hahn and Richardson.

House File 2232

Local Government: Arnold, Chair; Richardson and Welter.

House File 2267

Appropriations: Millage, Chair; Cormack and Mascher.

House File 2282

Transportation: Blodgett, Chair; Brauns and Thomas.

House File 2286

Appropriations: Millage, Chair; Cormack and Murphy.

Senate File 477

Appropriations: Garman, Chair; Falck and Greiner.

Senate File 2089

Ways and Means: Boal, Chair; Frevert and Lord.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 671

Environmental Protection: Gipp, Chair; Klemme and Shultz.

House Study Bill 672

Environmental Protection: Boggess, Chair; Alons and Richardson.

House Study Bill 673

Environmental Protection: Gipp, Chair; Klemme and Shultz.

House Study Bill 674

Environmental Protection: Gipp, Chair; Klemme and Shultz.

House Study Bill 675

Commerce and Regulation: Raecker, Chair; Cataldo and Hoffman.

House Study Bill 678

Economic Development: Dolecheck, Chair; Stevens and Teig.

House Study Bill 679

Labor and Industrial Relations: Horbach, Chair; Dotzler and Hoffman.

House Study Bill 681

Environmental Protection: Brunkhorst, Chair; Cormack and Stevens.

House Study Bill 682

Environmental Protection: Bradley, Chair; Klemme and Witt.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 683 Human Resources**

Relating to licensure requirements for physician assistants and providing an effective date.

H.S.B. 684 Transportation

Relating to motor vehicle registration periods and providing an effective date.

H.S.B. 685 Transportation

Relating to the use of blue lights on authorized emergency vehicles.

H.S.B. 686 Transportation

Relating to the vacation of roads and road rights-of-way.

H.S.B. 687 Transportation

Relating to operating while intoxicated, including ignition interlock and license revocation provisions.

H.S.B. 688 Transportation

Relating to motor vehicles, including driver licensing, the use of child restraints and safety belts for children, and the designation of vehicles as authorized emergency vehicles, and making a penalty applicable.

H.S.B. 689 Transportation

Relating to transportation, including procedures for highway projects, aircraft registration, and passenger rail service, and providing an effective date.

H.S.B. 690 Environmental Protection

Creating an environmental protection fund, providing for the appropriation of moneys in the fund, and increasing certain civil penalties.

H.S.B. 691 Education

Relating to the college student aid commission's membership, duties, and authority, and related federal employment reports.

H.S.B. 692 Judiciary

Relating to the statute of limitations for filing a sexual abuse or sexual exploitation criminal indictment or information.

H.S.B. 693 Judiciary

Relating to law enforcement training requirements for county sheriffs.

H.S.B. 694 Judiciary

Relating to revocation of a person's driver's license for commission of vehicular homicide and making a penalty applicable.

H.S.B. 695 Economic Development

Creating an Iowa Lewis and Clark bicentennial commission, an Iowa Lewis and Clark bicentennial fund, and providing an effective date.

H.S.B. 696 Economic Development

Creating a brownfield redevelopment program and fund and a brownfield redevelopment advisory council.

H.S.B. 697 Local Government

Providing for a reduction in valuation for property tax purposes of certain property located in proximity to a hog confinement facility and providing for the Act's applicability.

H.S.B. 698 Local Government

Relating to urban renewal and urban revitalization and providing for the Act's applicability.

H.S.B. 699 Local Government

Relating to the publication and recordkeeping duties of county officers by providing for the maintenance of permanent records by electronic means and the determination of publication rates.

H.S.B. 700 Natural Resources

Relating to the taking of fish and game by establishing residency requirements and methods of taking fish and subjecting violators to an existing penalty.

H.S.B. 701 Human Resources

Providing registration requirements for direct entry midwives and establishing a midwifery advisory council.

H.S.B. 702 Local Government

Authorizing a political subdivision to impose a local income surtax, in addition to property taxes, to partially fund certain bonds, and providing for the Act's applicability.

H.S.B. 703 Local Government

Relating to services provided by county officers including funding for emergency medical services and the disposition of lost property.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 2108), extending the time period to qualify for certain linked investment programs and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 16, 2000.

Committee Bill (Formerly House Study Bill 653), eliminating the regulation of certain dairy trade practices.

Fiscal Note is not required.

Recommended **Do Pass** February 16, 2000.

COMMITTEE ON COMMERCE AND REGULATION

Committee Bill (Formerly House File 399), relating to security interests and liens on in agricultural products, providing for penalties, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 516), relating to the administration and enforcement of provisions regulating invention developers, by providing registration requirements, fees, for the establishment of a fund, for the appropriation of moneys in that fund, making penalties applicable, and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 580), relating to the regulation of health organizations for purposes of solvency and establishing a measure for the risk-based capital of a health organization.

Fiscal Note is not required.

Recommended **Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 581), relating to the regulation of the sale of viatical settlements.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 15, 2000.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 638), relating to requirements of and authorizations for schools and area education agencies.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 16, 2000.

Committee Bill (Formerly House Study Bill 680), relating to the additional weighting provided for limited English proficient students.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 16, 2000.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 2006), relating to individuals who may witness a declaration under the life-sustaining procedures law or a document under the durable power of attorney for health care law.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 512), relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development.

Fiscal Note is not required.

Recommended **Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 609), relating to the family investment program and associated provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 616), relating to medical assistance, including eligibility categories and transfer of assets.

Fiscal Note is not required.

Recommended **Do Pass** February 15, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 2034), relating to operating a motorboat or sailboat while intoxicated and providing penalties.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 562), relating to the retention of private attorneys by the state.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 604), relating to the accumulation of credit upon an inmate's sentence for Iowa inmates incarcerated in another jurisdiction.

Fiscal Note is required.

Recommended **Do Pass** February 15, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 173), concerning the payment of health and medical insurance coverage costs by cities to retired employees.

Fiscal Note is not required.

Recommended **Do Pass** February 15, 2000.

Committee Bill (Formerly House Study Bill 587), relating to procedures for discontinuance of a city.

Fiscal Note is not required.

Recommended **Do Pass** February 10, 2000.

Committee Bill (Formerly House Study Bill 633), relating to county levy and expenditure authority involving the county mental health, mental retardation, and developmental disabilities services fund by prohibiting appropriations from the fund for capital assets, authorizing associated county general fund levies and expenditures, and including transition, effective, and applicability dates, and other related provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 15, 2000.

COMMITTEE ON STATE GOVERNMENT

House File 2206, a bill for an act providing for the waiver or variance of administrative rules by state agencies.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8041** February 16, 2000.

Committee Bill (Formerly House File 334), requesting the governor to issue annually a proclamation designating a "Bill of Rights Day".

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 16, 2000.

Committee Bill (Formerly House File 392), relating to authorization to provide emergency and nonemergency medical care services.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 16, 2000.

Committee Bill (Formerly House File 2081), relating to directional signs visible from the street at polling places.

Fiscal Note is not required.

Recommended **Do Pass** February 16, 2000.

Committee Bill (Formerly House Study Bill 629), relating to leaves of absence for county employees subject to civil service who are candidates for elective office.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 16, 2000.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 667), relating to the regulation of certain low-speed vehicles and making a penalty applicable.

Fiscal Note is not required.

Recommended **Do Pass** February 15, 2000.

RESOLUTION FILED

HR 107, by Hoffman, a resolution to honor Shelley Fabares for her contributions to the memory of Donna Reed.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8039	H.F.	2172	Baudler of Adair Davis of Wapello Bell of Jasper
H—8040	S.F.	324	Boddicker of Cedar
H—8041	H.F.	2206	Committee on State Government

On motion by Rants of Woodbury the House adjourned at 8:10 p.m., until 8:45 a.m., Thursday, February 17, 2000.

JOURNAL OF THE HOUSE

Thirty-ninth Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 17, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Beverly Bell, pastor of the United Methodist Church, Slater and Sheldahl.

The Journal of Wednesday, February 16, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Larkin of Lee on request of Schrader of Marion; Nelson-Forbes of Marshall on request of Rants of Woodbury; Wise of Lee on request of Cohoon of Des Moines.

INTRODUCTION OF BILLS

House File 2321, by committee on human resources, a bill for an act relating to medical assistance, including eligibility categories and transfer of assets.

Read first time and placed on the **calendar**.

House File 2322, by Carroll, a bill for an act establishing the criminal offense of invasion of privacy and providing a penalty.

Read first time and referred to committee on **judiciary**.

House File 2323, by committee on judiciary, a bill for an act relating to the retention of private attorneys by the state.

Read first time and placed on the **calendar**.

House File 2324, by committee on human resources, a bill for an act relating to individuals who may witness a declaration under the

life-sustaining procedures law or a document under the durable power of attorney for health care law.

Read first time and placed on the **calendar**.

House File 2325, by committee on human resources, a bill for an act relating to the family investment program and associated provisions.

Read first time and placed on the **calendar**.

House File 2326, by Richardson, Baudler, Kettering, Lord, O'Brien, Johnson, Boddicker, Davis, Carroll, Hoffman, Houser, Brauns, Van Engelenhoven, Weidman, Drake, Sukup, Schrader, Thomas, Jager, Dix, Bell, Falck, Frevert, Huseman, Eddie, Welter, Weigel, Mundie, Mertz, Horbach, Kuhn, Hahn, Reynolds, Kreiman, May, Alons, Heaton, Brunkhorst, Myers, Drees, Murphy, Doderer, and Rayhons, a bill for an act relating to the distribution of local school infrastructure sales and use tax revenues to contiguous counties and including an effective and applicability date provision.

Read first time and referred to committee on **ways and means**.

SENATE AMENDMENT CONSIDERED

Holmes of Scott called up for consideration **House File 686**, a bill for an act providing registration requirements and establishing a scope of authority for dental assistants, and providing an effective date, amended by the Senate, and moved that the House concur in the following Senate amendment H-8030:

H-8030

- 1 Amend House File 686, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, line 23, by striking the word
- 4 "subsections" and inserting the following:
- 5 "subsection".
- 6 2. Page 1, by striking lines 26 through 28.
- 7 3. Page 2, line 12, by inserting after the word
- 8 "practice" the following: "on or after July 1, 2001".
- 9 4. Page 2, line 21, by striking the word "shall"
- 10 and inserting the following: "may".
- 11 5. Page 2, line 32, by striking the figure "2000"

12 and inserting the following: "2001".
 13 6. Page 2, line 34, by striking the figure "2000"
 14 and inserting the following: "2001".
 15 7. Page 3, line 1, by striking the figure "2000"
 16 and inserting the following: "2001".
 17 8. Page 3, line 5, by striking the figure "2000"
 18 and inserting the following: "2001".
 19 9. Page 3, line 8, by inserting after the word
 20 "assistant." the following: "The board shall not,
 21 however, adopt rules that delegate to a dental
 22 assistant any of the following services:
 23 1. Administration of local anesthesia.
 24 2. Placement of sealants.
 25 3. Removal of any plaque, stain, calculus, or hard
 26 natural or synthetic material except by toothbrush,
 27 floss, or rubber cup coronal polish."
 28 10. Page 3, by striking lines 9 and 10 and
 29 inserting the following:
 30 "Sec. __. EFFECTIVE DATE. Section 7 of this Act,
 31 being deemed of immediate importance, takes effect
 32 upon enactment for the purpose of developing rules for
 33 adoption on or before January 1, 2001."
 34 11. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8030.

Holmes of Scott moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 686)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larson	Lord
Martin	Mascher	May	Mertz

Metcalf	Millage	Mundie	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 6:

Brauns	Ford	Larkin	Nelson-Forbes
Taylor, T.	Wise		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILLS

Regular Calendar

House File 2198, a bill for an act directing the department of education to conduct a feasibility study of reorganization and sharing incentives for school districts, was taken up for consideration.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2198)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager

Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	O'Brien	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 6:

Brauns	Larkin	Nelson-Forbes	Parmenter
Taylor, T.	Wise		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2172, a bill for an act relating to polygraph examinations of applicants for certain law enforcement or correctional facility positions, was taken up for consideration.

Baudler of Adair offered the following amendment H-8039 filed by Baudler, et al., and moved its adoption:

H-8039

- 1 Amend House File 2172 as follows:
- 2 1. Page 1, by striking lines 3 through 11 and
- 3 inserting the following:
- 4 "3. a. Subsection 2 does not apply to the state
- 5 or a political subdivision of the state when in the
- 6 process of selecting a any of the following:
- 7 (1) A candidate for employment as a peace officer
- 8 or,
- 9 (2) A candidate for employment as a corrections
- 10 officer.
- 11 (3) An applicant for any position within a law
- 12 enforcement agency with access to confidential
- 13 information or funds in connection with employment.
- 14 b. Polygraph examinations under this subsection
- 15 shall adhere to the published antidiscrimination
- 16 policy of the state or political subdivision

17 conducting the examination."

18 2. Title page, line 2, by striking the words "or

19 correctional facility".

Amendment H-8039 was adopted.

Baudler of Adair moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2172)

The ayes were, 84:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Cormack	Davis	Dix	Doderer
Dolecheck	Drake	Drees	Eddie
Falck	Foegen	Ford	Garman
Gipp	Greiner	Hahn	Hansen
Heaton	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Myers	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Witt	Mr. Speaker
			Siegrist

The nays were, 8:

Connors	Dotzler	Fallon	Greimann
Grundberg	Murphy	O'Brien	Parmenter

Absent or not voting, 8:

Brauns	Frevert	Hoffman	Larkin
Nelson-Forbes	Richardson	Taylor, T.	Wise

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 686, 2172 and 2198.**

On motion by Rants of Woodbury, the House was recessed at 9:20 a.m., until 11:45 a.m.

LATE MORNING SESSION

The House reconvened at 11:58 a.m., Jacobs of Polk in the chair.

INTRODUCTION OF BILLS

House File 2327, by committee on local government, a bill for an act relating to county levy and expenditure authority involving the risk pool and county mental health, mental retardation, and developmental disabilities services fund by authorizing appropriations from the fund for capital assets used exclusively for purposes of the services fund, authorizing associated county general fund levies and expenditures, and including transition, effective, and applicability dates, and other related provisions.

Read first time and placed on the **calendar**.

House File 2328, by committee on agriculture, a bill for an act eliminating the regulation of certain dairy trade practices.

Read first time and placed on the **calendar**.

House File 2329, by committee on agriculture, a bill for an act extending the time period to qualify for certain linked investment programs and providing an effective date.

Read first time and placed on the **calendar**.

House File 2330, by committee on state government, a bill for an act relating to directional signs visible from the street at polling places.

Read first time and placed on the **calendar**.

House File 2331, by committee on judiciary, a bill for an act relating to operating a motorboat or sailboat while intoxicated and providing penalties.

Read first time and placed on the **calendar**.

House File 2332, by committee on state government, a bill for an act requesting the governor to issue annually a proclamation designating a "Bill of Rights Day".

Read first time and placed on the **calendar**.

House File 2333, by committee on state government, a bill for an act relating to authorization to provide emergency and nonemergency medical care services.

Read first time and placed on the **calendar**.

House File 2334, by Murphy, a bill for an act providing for an alternative school time schedule pilot project, making an appropriation, and providing an effective date.

Read first time and referred to committee on **education**.

House File 2335, by Kuhn, O'Brien, and Jochum, a bill for an act relating to the time and the criteria for filing of claims for refund under the state individual income tax by retired federal employees as a result of the unconstitutional taxation of federal pensions and including an effective date.

Read first time and referred to committee on **ways and means**.

House File 2336, by Hansen and Heaton, a bill for an act relating to optional enrollment in the healthy and well kids in Iowa program for persons eligible for medical assistance.

Read first time and referred to committee on **commerce and regulation**.

House File 2337, by Shoultz, a bill for an act relating to the answering of telephones in state government and prohibiting the use of voice mail in certain circumstances.

Read first time and referred to committee on **state government**.

House File 2338, by Jacobs and Ford, a bill for an act relating to distributions made to and income from missing property of certain persecuted victims of World War II and their heirs, including effective and retroactive applicability dates.

Read first time and referred to committee on **ways and means**.

House File 2339, by Foege and Boddicker, a bill for an act relating to the tuition and fees charged by regents institutions, community colleges, and Iowa private colleges and universities to certain persons who were placed in foster care or another out-of-home placement.

Read first time and referred to committee on **education**.

House File 2340, by Greimann, a bill for an act providing for the buyback of membership service under the Iowa public employees' retirement for teachers.

Read first time and referred to committee on **state government**.

House File 2341, by Hahn, a bill for an act relating to payment of bonded indebtedness and lease obligations for joint property of a city and county.

Read first time and referred to committee on **local government**.

House File 2342, by Warnstadt, a bill for an act relating to addresses used by persons seeking relief from domestic abuse.

Read first time and referred to committee on **judiciary**.

House File 2343, by Foege, a bill for an act relating to fees charged for release of an individual patient's health record.

Read first time and referred to committee on **human resources**.

House File 2344, by Fallon, a bill for an act prohibiting the denial of equal access to education on any basis that is contained in the statutory hate crimes provision prohibiting the violation of an individual's rights.

Read first time and referred to committee on **education**.

House File 2345, by Cormack, a bill for an act establishing a criminal offense for the sale of certain ephedrine or creatinine products to a person under eighteen years of age.

Read first time and referred to committee on **judiciary**.

House File 2346, by Mascher, Raecker, Metcalf, Grundberg, Thomson, Doderer, Huser, Connors, Murphy, Jochum, Greimann, Fallon, Bukta, and Chiodo, a bill for an act requiring a gun-locking device to be provided, and related information to be posted in connection with the retail sale of a pistol or revolver.

Read first time and referred to committee on **judiciary**.

House File 2347, by Drake, a bill for an act relating to the local option sales and services tax and its repeal, change in use of the tax revenues, and the method of providing property tax relief from those tax revenues and including an effective date.

Read first time and referred to committee on **ways and means**.

House File 2348, by Jochum, a bill for an act creating a housing and neighborhood advisory council and providing an effective date.

Read first time and referred to committee on **economic development**.

House File 2349, by Alons, a bill for an act providing for mandatory certification of real estate appraisers and providing exceptions.

Read first time and referred to committee on **commerce and regulation**.

House File 2350, by Warnstadt, a bill for an act relating to lighting equipment for funeral procession escort vehicles.

Read first time and referred to committee on **transportation**.

HOUSE FILE 2293 REFERRED

The Speaker announced that House File 2293, presently placed on the **calendar** was referred to committee on **appropriations**.

HOUSE FILE 2309 REREFERRED

The Speaker announced that House File 2309, previously referred to committee on **transportation** was rereferred to committee on **commerce and regulation**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on February 17, 2000. Had I been present, I would have voted "aye" on House Files 686, 2172 and 2198.

BRAUNS of Muscatine

CERTIFICATE OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that a certificate of recognition has been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\310 Floyd Dean, Altoona – For celebrating his 100th birthday.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2007

Local Government: Houser, Chair; Arnold and Fallon.

House File 2213 Reassigned

Appropriations: Nelson-Forbes, Chair; Heaton and Murphy.

House File 2233

Economic Development: Boggess, Chair; Jochum and Metcalf.

House File 2242

Local Government: Houser, Chair; Kuhn and Van Engelenhoven.

House File 2289

Economic Development: Metcalf, Chair; Dotzler and Jenkins.

House File 2301

Labor and Industrial Relations: Larson, Chair; Boddicker and Falck.

House File 2340

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

Senate File 428

Local Government: Carroll, Chair; Hahn and Huser.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 684

Transportation: Garman, Chair; Chiodo and Welter.

House Study Bill 685

Transportation: Welter, Chair; Heaton and Huser.

House Study Bill 686

Transportation: Rayhons, Chair; Arnold and Drees.

House Study Bill 687

Transportation: Blodgett, Chair; Eddie and Thomas.

House Study Bill 688

Transportation: Van Engelenhoven, Chair; Brauns and Bukta.

House Study Bill 689

Transportation: Huser, Chair; Heaton and Welter.

House Study Bill 690

Environmental Protection: Cormack, Chair; Boggess and Shoultz.

House Study Bill 692

Judiciary: Jager, Chair; Baudler and Kreiman.

House Study Bill 693

Judiciary: Baudler, Chair; Sunderbruch and D. Taylor.

House Study Bill 695

Economic Development: Horbach, Chair; Nelson-Forbes and O'Brien.

House Study Bill 696

Economic Development: Jenkins, Chair; Van Fossen and Witt.

House Study Bill 697

Local Government: Houser, Chair; Arnold and Fallon.

House Study Bill 698

Local Government: Dix, Chair; Carroll and Fallon.

House Study Bill 702

Local Government: Houser, Chair; Arnold and Fallon.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 704 Environmental Protection**

Relating to the required use or analysis of credible data by the department of natural resources for water quality purposes and providing an applicability date.

H.S.B. 705 Environmental Protection

Relating to commercial cleaning of private sewage disposal facilities, disposal of waste from such facilities, licensing fees, and civil penalties.

H.S.B. 706 Environmental Protection

Regulating sewage disposal and drinking water by providing for private sewage disposal system contractor certification and inclusion of information related to sewage disposal and drinking water in real estate disclosure statements.

H.S.B. 707 Local Government

Relating to the use of local sales and services tax revenues received by a county.

H.S.B. 708 Human Resources

Relating to the sharing of juvenile court social records or child abuse records pursuant to an interagency agreement.

H.S.B. 709 Economic Development

Relating to telephone solicitations by establishing certain restrictions on the manner in which ADAD equipment is used, establishing certain restrictions on telephone solicitors, establishing certain requirements for contracts associated with such solicitations, establishing a list for persons not wishing to receive such solicitations, establishing a private cause of action, making an appropriation, and providing for civil penalties.

H.S.B. 710 Judiciary

Relating to the department of corrections by providing for the establishment of reserve peace officers by judicial district departments of correctional services, for the transfer of patients to the Iowa medical and classification center and for the liability of counties for their costs of treatment, for the transcription and recording of testimony for certain investigations conducted by the

department of corrections, for the submission of presentence investigation reports to the department, for the release of certain family and personal history, for lease agreements between the department and employers to provide work for inmates, for the authority to establish and distribute moneys from interest-bearing accounts for inmates, and for the repeal of the sixth judicial district pilot project concerning probation revocation hearings, and providing an effective date.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON COMMERCE AND REGULATION

House File 2205, a bill for an act relating to electronic commerce by establishing requirements for electronic transactions and electronic records and providing penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8042** February 15, 2000.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 651), relating to a sales and use tax exemption for the sales of clothing and footwear for a limited time period annually and including an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 16, 2000.

RESOLUTION FILED

HR 108, by Mertz, Holveck, Wise, Larson, Brauns, Carroll, Myers, Shultz, Reynolds, Osterhaus, Scherrman, Frevert, Thomas, D. Taylor, T. Taylor, Doderer, Mascher, Witt, Tyrrell, Jenkins, Weigel, Greiner, Boggess, Falck, Heaton, Gipp, Dix, Welter, Shey, Boddicker,

and Thomson, a resolution to honor Cedar Rapids Gazette Statehouse reporter and senior editor Ken Sullivan.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8042	H.F.	2205	Committee on Commerce and Regulation
H—8043	H.F.	2147	Sukup of Franklin Johnson of Osceola Fallon of Polk Klemme of Plymouth Dolecheck of Ringgold
			Raecker of Polk Garman of Story Thomson of Linn Carroll of Poweshiek Jager of Black Hawk

On motion by Barry of Harrison the House adjourned at 12:05 p.m., until 1:00 p.m., Monday, February 21, 2000.

JOURNAL OF THE HOUSE

Forty-third Calendar Day - Twenty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 21, 2000

The House met pursuant to adjournment at 1:06 p.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Tim Nappe, pastor of the First Lutheran Church, Milford.

The Journal of Thursday, February 17, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Linn-Mar SODA Group (Students O.K. Without Drugs and Alcohol) from Linn-Mar High School, Marion.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Wise of Lee on request of Cohoon of Des Moines.

INTRODUCTION OF BILLS

House File 2351, by committee on ways and means, a bill for an act relating to a sales and use tax exemption for the sales of clothing and footwear for a limited time period annually and including an effective date.

Read first time and placed on the **ways and means calendar**.

House File 2352, by Dotzler, T. Taylor, Mertz, Reynolds, Frevert, Stevens, Shoultz, Mascher, Foege, Jochum, Richardson, Myers, Huser, Whitead, Bukta, Falck, Osterhaus, Mundie, Bell, D. Taylor, O'Brien, May, Cataldo, Ford, Holveck, Witt, Fallon, Parmenter, Chiodo, Greimann, Connors, Murphy, Doderer, Cohoon, and

Schrader, a bill for an act providing that employees should be paid based on comparable worth and making penalties applicable.

Read first time and referred to committee on **labor and industrial relations**.

House File 2353, by Teig, a bill for an act limiting the liability of rural water districts in connection with the provision of water for fire protection.

Read first time and referred to committee on **local government**.

House File 2354, by Baudler, a bill for an act relating to residency and other requirements of brood mares producing Iowa-foaled race horses.

Read first time and referred to committee on **state government**.

House File 2355, by Kreiman, a bill for an act relating to licensure of an out-of-state applicant by the board of educational examiners.

Read first time and referred to committee on **education**.

House File 2356, by Huser, a bill for an act relating to revocations of driver's licenses for an operating while intoxicated offense.

Read first time and referred to committee on **judiciary**.

House File 2357, by Frevert, a bill for an act relating to the control of pseudorabies, making penalties applicable, and providing an effective date.

Read first time and referred to committee on **agriculture**.

House File 2358, by committee on commerce and regulation, a bill for an act relating to the administration and enforcement of provisions regulating invention developers, by providing registration requirements, fees, for the establishment of a fund, for the

appropriation of moneys in that fund, making penalties applicable, and providing effective dates.

Read first time and referred to committee on **ways and means**.

House File 2359, by committee on state government, a bill for an act relating to leaves of absence for county employees subject to civil service who are candidates for elective office and providing an effective date.

Read first time and placed on the **calendar**.

House File 2360, by committee on state government, a bill for an act relating to the administration of state government, including state purchasing and capitol complex issues, extending the time period for use of an appropriation, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2361, by committee on education, a bill for an act relating to the duration of the additional weighting provided for limited English proficient students.

Read first time and referred to committee on **appropriations**.

House File 2362, by committee on judiciary, a bill for an act relating to the establishment of a domestic abuse death review team and providing a penalty.

Read first time and placed on the **calendar**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 17, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2147, a bill for an act relating to motor vehicles, including motor vehicle enforcement, titling, and registration, the renewal of certain licenses related to selling vehicles, and motor carrier regulation, making penalties applicable, and providing effective dates.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2147, by committee on transportation, a bill for an act relating to motor vehicles, including motor vehicle enforcement, titling, and registration, the renewal of certain licenses related to selling vehicles, and motor carrier regulation, making penalties applicable, and providing effective dates.

Read first time and referred to committee on **transportation**.

CONSIDERATION OF BILLS

Regular Calendar

House File 2218, a bill for an act creating a county and state mutual insurance guaranty association and providing penalties, was taken up for consideration.

Hoffman of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2218)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Houser
Huseman	Huser	Jacobs	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas

Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Horbach	Jager	Nelson-Forbes	Schrader
Wise			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2220, a bill for an act relating to the confidentiality of internet protocol numbers associated with public information requests, was taken up for consideration.

Jacobs of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2220)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggest	Bradley	Brauns	Brunckhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Houser
Huseman	Huser	Jacobs	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen

Weidman	Weigel	Welter	Whitead
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 6:

Horbach	Jager	Nelson-Forbes	Schrader
Warnstadt	Wise		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2218 and 2220.**

SPONSOR ADDED

Davis of Wapello requested to be added as a sponsor of House Files 2337, 2342 and 2345.

SPONSOR WITHDRAWN (House File 2326)

Frevert of Palo Alto requested to be withdrawn as a sponsor of House File 2326.

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 21st day of February, 2000: House File 2106.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

The Iowa Watershed Protection Program Interim Report, pursuant to Chapter 204, 1999 Acts of the Seventy-eighth General Assembly.

DEPARTMENT OF CORRECTIONS

The Inmate Hard Labor Work programs, pursuant to Chapter 202, 1999 Acts of the Seventy-eighth General Assembly.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\311 Mildred O. Lundberg Bullock, Ottumwa – For celebrating her 100th birthday.
- 2000\312 Mary Chickering, Ottumwa – For celebrating her 90th birthday.
- 2000\313 Kathleen Nelson, Ottumwa – For celebrating her 80th birthday.
- 2000\314 William L. Long, Ottumwa – For celebrating his 83rd birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 427

Judiciary: Davis, Chair; Holveck and Jager.

House File 2156

Education: Thomson, Chair; Boal and Thomas.

House File 2207

Judiciary: Ford, Chair; Shey and Sunderbruch.

House File 2262

Judiciary: Boddicker, Chair; Parmenter and Thomson.

House File 2264

Judiciary: Jager, Chair; Parmenter and Sunderbruch.

House File 2266

Judiciary: Kettering, Chair; Raecker and Shoultz.

House File 2271

Judiciary: Kettering, Chair; Parmenter and Shey.

House File 2277

Agriculture: Mertz, Chair; Rayhons and Welter.

House File 2287

Judiciary: Ford, Chair; Shey and Sunderbruch.

House File 2303

Transportation: Thomas, Chair; Eddie and Larkin.

House File 2305

Transportation: Arnold, Chair; Cohoon and Eddie.

House File 2318

Environmental Protection: Drake, Chair; Gipp and Greimann.

House File 2339

Education: Foege, Chair; Boal and Boddicker.

House File 2341

Local Government: Brauns, Chair; Hahn and Richardson.

House File 2350

Transportation: Warnstadt, Chair; Garman and Weidman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 615

Natural Resources: Baudler, Chair; May and Sunderbruch.

House Study Bill 657 Reassigned

Local Government: Mundie, Chair; Eddie and Van Engelenhoven.

House Study Bill 662

Human Resources: Boddicker, Chair; Carroll and Foege.

House Study Bill 676

Education: Hansen, Chair; Boal and Wise.

House Study Bill 680

Education: Eddie, Chair; Falck and Lord.

House Study Bill 691

Education: Dolecheck, Chair; Bukta and Shey.

House Study Bill 694

Judiciary: Baudler, Chair; Bell and Davis.

House Study Bill 700

Natural Resources: Brauns, Chair; Bell and Sunderbruch.

House Study Bill 704

Environmental Protection: Hahn, Chair; Bradley and Witt.

House Study Bill 705

Environmental Protection: Alons, Chair; Kettering and Richardson.

House Study Bill 706

Environmental Protection: Brunkhorst, Chair; Drake and Richardson.

House Study Bill 710

Judiciary: Sunderbruch, Chair; Bell and Kettering.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 711 Judiciary**

Relating to the blood alcohol concentration level for operating while intoxicated offenses that result in personal or property injury.

H.S.B. 712 Judiciary

Relating to cigarettes and tobacco products and providing penalties.

H.S.B. 713 Judiciary

Relating to the jurisdiction of the state over and the incarceration of criminal law offenders.

H.S.B. 714 Judiciary

Relating to the liability for unpaid rates or charges of city utility or enterprise service.

H.S.B. 715 Judiciary

Relating to the office of the state public defender including indigent defense costs and the appropriation of indigent defense funds.

H.S.B. 716 Natural Resources

Relating to the allocation of funds within the soil and water enhancement account of the resource enhancement and protection fund.

H.S.B. 717 Education

Repealing a provision authorizing the raising of an additional enrichment amount to fund asbestos removal projects.

H.S.B. 718 Local Government

Requesting that the Legislative Council create a legislative mental health and developmental disability services restructuring task force.

H.S.B. 719 Local Government

Relating to voter approval of capital improvements proposed by a county without incurring indebtedness.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON COMMERCE AND REGULATION

House File 754, a bill for an act relating to individual and group accident and sickness insurance, nonprofit health service plans, health maintenance organizations, and Medicare supplemental insurance policies, by mandating coverage for anesthesia and certain hospital charges associated with the provision of dental care services.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8048** February 17, 2000.

House File 2041, a bill for an act prohibiting a person from using automatic dialing-announcing device equipment in a manner that impedes or prevents the function of caller identification.

Fiscal Note is not required.

Recommended **Do Pass** February 17, 2000.

House File 2148, a bill for an act prohibiting the use of a telephone listing that misrepresents the name and location of a business and making penalties applicable.

Fiscal Note is not required.

Recommended **Do Pass** February 17, 2000.

COMMITTEE ON ECONOMIC DEVELOPMENT

Committee Bill (Formerly House File 2164), relating to the reversion to the Iowa finance authority of unencumbered moneys received by certain nonprofit corporations from the Iowa finance authority and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 17, 2000.

Committee Bill (Formerly House Study Bill 592), relating to the issuance of closing protection letters by the Iowa finance authority.

Fiscal Note is not required.

Recommended **Do Pass** February 17, 2000.

Committee Bill (Formerly House Study Bill 668), relating to the allocation of the state ceiling of federally tax-exempt private activity bonds by the governor's designee.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 17, 2000.

COMMITTEE ON EDUCATION

Senate File 292, a bill for an act providing for the designation of investigative information possessed by the board of educational examiners as privileged and confidential.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 691), relating to the college student aid commission's membership, duties, and authority, and related federal employment reports.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 2203), providing for establishment of a statewide organ donor registry and making an appropriation.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 17, 2000.

Committee Bill (Formerly House File 2244), relating to the creation of a consolidated and comprehensive system of personal assistance services.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 17, 2000.

Committee Bill (Formerly House Study Bill 611), relating to juvenile crime prevention programs and youth development grant fund requirements and providing an effective date.

Fiscal Note is required.

Recommended **Do Pass** February 17, 2000.

Committee Bill (Formerly House Study Bill 662), providing for access to certain child abuse information by the governor and the general assembly, making penalties and remedies applicable, and including an effective date and applicability provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 17, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 557), establishing a procedure for ordering outpatient mental health treatment.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 17, 2000.

Committee Bill (Formerly House Study Bill 597), providing for review of deaths of children under the age of eighteen by the child death review team.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 17, 2000.

Committee Bill (Formerly House Study Bill 601), relating to the establishment of a domestic abuse death review team and providing a penalty.

Fiscal Note is required.

Recommended **Do Pass** February 17, 2000.

Committee Bill (Formerly House Study Bill 625), relating to parental and school notification by law enforcement officers when a child under the age of eighteen drives with a blood alcohol concentration at or above .02.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 17, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 659), relating to veterans preference in public employment.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 17, 2000.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 660), relating to weight restrictions on certain implements of husbandry and providing for a study.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 17, 2000.

AMENDMENTS FILED

H—8044	H.F.	2293	Stevens of Dickinson Witt of Black Hawk Falck of Fayette Frevert of Palo Alto Thomas of Clayton Mertz of Kossuth Mundie of Webster Foege of Linn
H—8045	H.F.	2085	Welter of Jones
H—8046	H.F.	2292	Mascher of Johnson
H—8047	H.J.R.	2006	Doderer of Johnson Myers of Johnson Murphy of Dubuque
H—8048	H.F.	754	Committee on Commerce and Regulation

On motion by Rants of Woodbury the House adjourned at 1:38 p.m., until 8:45 a.m., Tuesday, February 22, 2000.

JOURNAL OF THE HOUSE

Forty-fourth Calendar Day – Twenty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 22, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Williams, pastor of the First United Methodist Church, Nevada.

The Journal of Monday, February 21, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Wise of Lee, until his arrival, on request of Cohoon of Des Moines.

Speaker pro tempore Sukup in the chair at 8:51 a.m.

INTRODUCTION OF BILLS

House File 2363, by Foegen, a bill for an act requiring the department of natural resources to study and make recommendations relating to waste management strategies and providing an effective date.

Read first time and referred to committee on **environmental protection**.

House File 2364, by Whitehead and Warnstadt, a bill for an act providing for the establishment of supplementary weighting for determining enrollment in school districts involved in district-to-district or district-to-community-college sharing programs, and at-risk programs, and providing an effective date.

Read first time and referred to committee on **education**.

House File 2365, by committee on judiciary, a bill for an act providing for review of deaths of children under the age of eighteen by the child death review team.

Read first time and placed on the **calendar**.

House File 2366, by committee on judiciary, a bill for an act establishing a procedure for ordering outpatient mental health treatment.

Read first time and placed on the **calendar**.

House File 2367, by committee on judiciary, a bill for an act relating to parental and school notification by law enforcement officers when a child under the age of eighteen is publicly intoxicated or drives with a blood alcohol concentration at or above .02.

Read first time and placed on the **calendar**.

House File 2368, by committee on transportation, a bill for an act relating to weight restrictions on certain implements of husbandry and providing for a study.

Read first time and placed on the **calendar**.

House File 2369, by Frevert, Richardson, Osterhaus, and Shoultz, a bill for an act providing for a valid marital property order under the Iowa public employees' retirement system.

Read first time and referred to committee on **state government**.

House File 2370, by Reynolds, a bill for an act relating to the definition of focused small business under the focused small business linked investments program and providing an applicability date.

Read first time and referred to committee on **economic development**.

House File 2371, by Shoultz, a bill for an act relating to smoking regulations relative to a bar or a bar area within a public place.

Read first time and referred to committee on **state government**.

House File 2372, by Reynolds, a bill for an act requiring liquefied petroleum gas retail distributors to make propane locators available to customers.

Read first time and referred to committee on **agriculture**.

House File 2373, by committee on economic development, a bill for an act relating to the issuance of closing protection letters by the Iowa finance authority.

Read first time and placed on the **calendar**.

House File 2374, by committee on economic development, a bill for an act relating to the reversion to the Iowa finance authority of unencumbered moneys received by certain nonprofit corporations from the Iowa finance authority and providing an effective date.

Read first time and placed on the **calendar**.

House File 2375, by committee on economic development, a bill for an act relating to the allocation of the state ceiling of federally tax-exempt private activity bonds by the governor's designee.

Read first time and placed on the **calendar**.

House File 2376, by committee on local government, a bill for an act relating to veterans preference in public employment.

Read first time and placed on the **calendar**.

House File 2377, by committee on human resources, a bill for an act providing for access to certain child abuse information by the governor and the general assembly, making penalties and remedies applicable, and including an effective date and applicability provision.

Read first time and placed on the **calendar**.

House File 2378, by committee on education, a bill for an act relating to requirements of and authorizations for schools and area education agencies, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2379, by committee on human resources, a bill for an act relating to juvenile crime prevention programs and youth development grant fund requirements and providing an effective date.

Read first time and placed on the **calendar**.

House File 2380, by committee on human resources, a bill for an act relating to the creation of a consolidated and comprehensive system of personal assistance services.

Read first time and placed on the **calendar**.

House File 2381, by Houser, Baudler, Barry, Boggess, Drake, and Horbach, a bill for an act relating to contracts involving agricultural producers and providing for civil remedies.

Read first time and referred to committee on **agriculture**.

House File 2382, by Kreiman, a bill for an act relating to the provision of federal parent locator information to a private process server for the purpose of enforcing child support orders.

Read first time and referred to committee on **human resources**.

House File 2383, by Martin, a bill for an act relating to third-party payment of health care coverage costs for prescription contraceptive drugs, devices, and services.

Read first time and referred to committee on **commerce and regulation**.

House File 2384, by Doderer, a bill for an act relating to the privacy of personal financial information and relating to the deferred

compensation program for governmental employees and disclosures by financial institutions and making penalties applicable.

Read first time and referred to committee on **commerce and regulation**.

CONSIDERATION OF BILLS

Regular Calendar

House File 2085, a bill for an act relating to health certificate requirements for breeding bulls and making penalties applicable, was taken up for consideration.

Welter of Jones offered the following amendment H-8045 filed by him and moved its adoption:

H-8045

- 1 Amend House File 2085 as follows:
- 2 1. Page 1, line 27, by striking the word "twelve"
- 3 and inserting the following: "six".
- 4 2. Page 2, line 33, by striking the word "twelve"
- 5 and inserting the following: "~~twelve~~ six".
- 6 3. Page 3, line 4, by striking the words
- 7 "tuberculosis and" and inserting the following:
- 8 "~~tuberculosis and~~".

Amendment H-8045 was adopted.

Welter of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2085)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn

Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Sukup, Presiding	

The nays were, none.

Absent or not voting, 5:

Brauns	Ford	Jager	Wise
Witt			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 182, a bill for an act requiring licensure to practice acupuncture, with report of committee recommending amendment and passage, was taken up for consideration.

Bradley of Clinton offered the following amendment H-8031 filed by the committee on state government and moved its adoption:

H-8031

1 Amend Senate File 182, as passed by the Senate, as
 2 follows:
 3 1. Page 2, line 3, by inserting after the word
 4 "Code" the following: "Supplement".
 5 2. Page 5, by inserting after line 9 the
 6 following:
 7 "7. A statement indicating that a license to
 8 practice acupuncture does not authorize a person to
 9 practice medicine and surgery in this state, and that
 10 the services of an acupuncturist must not be regarded
 11 as diagnosis and treatment by a person licensed to
 12 practice medicine and must not be regarded as medical
 13 opinion or advice."

The committee amendment H-8031 was adopted.

Bradley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 182)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Witt	Sukup,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Brauns	Ford	Jager	Murphy
Wise			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that **House File 2085** and **Senate File 182** be immediately messaged to the Senate.

RULE 57 SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda for a meeting of the committee on human resources at noon today.

HOUSE FILE 522 REREFERRED

The Speaker announced that House File 522, previously referred to committee on **judiciary** was rereferred to committee on **education**.

SPONSOR ADDED
(House File 2381)

Weidman of Cass requested to be added as a sponsor of House File 2381.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on February 22, 2000. Had I been present, I would have voted "aye" on House File 2085 and Senate File 182.

BRAUNS of Muscatine

I was necessarily absent from the House chamber on February 17, 2000. Had I been present, I would have voted "aye" on House File 2172.

FREVERT of Palo Alto

I was necessarily absent from the House chamber on February 10, 14, 16, 17 and 21, 2000. Had I been present, I would have voted "aye" on House Files 686, 2080, 2136, 2146, 2153, 2168, 2169, 2170, 2172,

2173, 2198, 2218, 2220 and Senate File 2031 and amendment H-8039 to House File 2172.

NELSON-FORBES of Marshall

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 22nd day of February, 2000: House File 686.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\315 Evelyn Fette, Fairbank – For celebrating her 80th birthday.
- 2000\316 Anastasia Holder, Waucoma – For celebrating her 80th birthday.
- 2000\317 Ray and Virginia Heiar, Zwingle – For celebrating their 55th wedding anniversary.
- 2000\318 Dale and Doris Rugeberg, Maquoketa – For celebrating their 50th wedding anniversary.
- 2000\319 Doris and Robert Knupp, Dysart – For celebrating their 50th wedding anniversary.
- 2000\320 Bill Hein, Dysart – For celebrating his 90th birthday.
- 2000\321 Roy and June Stockstill, Shenandoah – For celebrating their 50th wedding anniversary and Roy Stockstill deserves recognition for celebrating his 90th birthday.

- 2000\322 Devon Butcher, Carbon – For receiving the "Outstanding Youth Courage Award."
- 2000\323 Anna Shockley, Grinnell – For celebrating her 85th birthday.
- 2000\324 Ruth Mithelman, Grinnell – For celebrating her 80th birthday.
- 2000\325 Emma Luttmann, Grinnell – For celebrating her 90th birthday.
- 2000\326 Irene Vanderleest, Sully – For celebrating her 85th birthday.
- 2000\327 Robert and Norma Gosselink, Grinnell – For celebrating their 50th wedding anniversary.
- 2000\328 Ethel Rivers, Grinnell – For celebrating her 106th birthday.
- 2000\329 Mildred Stenzel, Manilla – For celebrating her 90th birthday.
- 2000\330 Virgil Winey, Manilla – For celebrating his 96th birthday.
- 2000\331 Laura Hollander, Denison – For celebrating her 90th birthday.
- 2000\332 Lucille Uhl, Mapleton – For celebrating her 80th birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 2243

Judiciary: Thomson, Chair; Shoultz and Sukup.

House File 2273

Transportation: Rayhons, Chair; Drees and Van Engelenhoven.

House File 2293

Appropriations: Millage, Chair; Cormack and Wise.

House File 2296

Appropriations: Millage, Chair; Cormack and Falck.

House File 2300

Judiciary: Shey, Chair; Davis and Ford.

House File 2302

Appropriations: Millage, Chair; Cormack and Mascher.

House File 2320

Appropriations: Hansen, Chair; Horbach and Mascher.

House File 2322

Judiciary: Jager, Chair; Parmenter and Sukup.

House File 2342

Judiciary: Raecker, Chair; Doderer and Thomson.

House File 2345

Judiciary: Sunderbruch, Chair; Baudler and Parmenter.

House File 2346

Judiciary: Baudler, Chair; Davis and Ford.

House File 2352

Labor and Industrial Relations: Boddicker, Chair; Dotzler and Horbach.

House File 2356

Judiciary: Shey, Chair; Davis and Parmenter.

House File 2357

Agriculture: Greiner, Chair; Frevert and Teig.

House File 2361

Appropriations: Millage, Chair; Cormack and Warnstadt.

House File 2369

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

House File 2381

Agriculture: Teig, Chair; Huseman and Scherrman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 683**

Human Resources: Lord, Chair; Boddicker and Reynolds.

House Study Bill 701

Human Resources: Boddicker, Chair; Foege and Reynolds.

House Study Bill 708

Human Resources: Boddicker, Chair; Carroll and Foege.

House Study Bill 709

Economic Development: Heaton, Chair; Horbach and Thomas.

House Study Bill 711

Judiciary: Shey, Chair; Kreiman and Sukup.

House Study Bill 712

Judiciary: Sukup, Chair; Bell and Thomson.

House Study Bill 713

Judiciary: Sunderbruch, Chair; Kettering and Parmenter.

House Study Bill 714

Judiciary: Sukup, Chair; Holveck and Thomson.

House Study Bill 715

Judiciary: Millage, Chair; Kreiman and Shey.

House Study Bill 716

Natural Resources: Drake, Chair; Frevert and Rayhons.

House Study Bill 718

Local Government: Carroll, Chair; Kuhn and Van Engelenhoven.

House Study Bill 719

Local Government: Houser, Chair; Arnold and Richardson.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 720 State Government

Relating to redistricting by providing for senatorial elections subsequent to redistricting, the relationship of legislative and

congressional district boundaries, and multi-director school district terms.

H.S.B. 721 Agriculture

Relating to contracts involving the production of agricultural commodities and providing remedies.

H.S.B. 722 Agriculture

Requiring the availability for sale of ethanol blended gasoline and providing for civil penalties.

H.S.B. 723 Environmental Protection

Raising the maximum civil penalty for violations of certain environmental laws relating to air quality, water quality and animal feeding operations, solid waste, underground storage tanks, water allocation and use and floodplain control, and the disposal of hazardous waste.

H.S.B. 724 Local Government

Relating to the division and development of land by amending provisions relating to subdivision plats and plats of survey and relating to annexation and other boundary adjustments, and providing for the Act's applicability.

H.S.B. 725 Judiciary

Relating to collateral security for the purpose of entitlement to a mechanic's lien.

H.S.B. 726 Judiciary

Relating to disposals of interests in real estate by townships.

H.S.B. 727 Judiciary

Relating to mandatory mediation of certain farm disputes prior to initiation of related litigation.

H.S.B. 728 Judiciary

Relating to sales and possession of pistols and revolvers, by requiring a gun-locking device to be provided, related information to be posted in connection with the retail sale of a pistol or revolver, and providing penalties for possession of pistols or revolvers by persons under twenty-one years of age.

H.S.B. 729 Judiciary

Relating to the establishment of a drug treatment facility and a drug treatment facility advisory council and providing a contingent effective date.

H.S.B. 730 Judiciary

Relating to permits and fees to carry weapons or pistols and revolvers and to the establishment of a gun safety education program, making appropriations, and providing a contingent effective date.

H.S.B. 731 Judiciary

Relating to regulation of sales at unused property markets and providing penalties.

H.S.B. 732 Judiciary

Relating to a retroactive effective date regarding administrative hearing requests for rescission of license revocations for operating while intoxicated offenses.

H.S.B. 733 Judiciary

Relating to certain driving offenses, including driving under suspension, operating without commercial driver's license, operating without driver's license, operating with expired driver's license, operating without driver's license in possession, and operating in violation of restrictions, and providing penalties.

H.S.B. 734 Education

Appropriating additional state aid to school districts for the instructional support program.

H.S.B. 735 Education

Relating to certain school finance formula provisions and providing an effective date.

H.S.B. 736 Judiciary

Providing for secured transactions under the uniform commercial code, by adopting new Article 9, eliminating conflicting provisions, and providing an effective date.

H.S.B. 737 Economic Development

Relating to approved equity investments in qualifying businesses and providing tax credits.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 2075), relating to certification requirements for the application of substances typically used for crop production by providing that a fee paid by a person as part of a required educational program satisfies fee requirements for family members who concurrently complete the program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 647), to eliminate the regulation of frozen food locker plants by the department of agriculture and land stewardship.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

COMMITTEE ON ECONOMIC DEVELOPMENT

Committee Bill (Formerly House Study Bill 678), creating a community attraction and tourism development commission and relating to the administration of the community attraction and tourism development fund.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2000.

COMMITTEE ON HUMAN RESOURCES

House File 2229, a bill for an act relating to informed consent provisions relating to an abortion and providing civil remedies and criminal penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8051** February 21, 2000.

Committee Bill (Formerly House File 2276), relating to the establishment of a senior living program, including the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 22, 2000.

COMMITTEE ON JUDICIARY

House File 2130, a bill for an act establishing a criminal offense related to drug paraphernalia.

Fiscal Note is not required.

Committee Action: **Indefinitely Postponed** February 21, 2000.

Committee Bill (Formerly House File 2132), relating to visitation rights of parents who have been convicted of certain crimes.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 594), concerning the administration of clerk of court offices.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 595), relating to domestic violence protective orders.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 598), relating to the concurrent jurisdiction of the juvenile court and the district court relating to modification of child custody and support orders.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 612), establishing a criminal offense relating to theft detection shielding devices and theft detection devices and providing a penalty.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 614), relating to juvenile court jurisdiction and the prosecution of juveniles in juvenile and district court.

Fiscal Note is required.

Recommended **Do Pass** February 21, 2000.

COMMITTEE ON LOCAL GOVERNMENT

House File 2027, a bill for an act relating to the construction or acquisition of infrastructure by rural water districts by providing for financing and exempting certain debt instruments from taxation.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

House File 2160, a bill for an act relating to terms of office for city utility board members and providing an applicability date.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 552), relating to the powers and duties of county officers with respect to county warrants.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 645), relating to the duties of county treasurers and providing for the collection of fees.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 649), relating to landlord-tenant law, by allowing for notice of and a surcharge for rent paid with a check returned for insufficient funds, and making certain changes related to forcible entry and detainer actions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2000.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 704), relating to the use and dissemination of social security numbers, providing an effective date and applicability provision, and making penalties applicable.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 538), relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division.

Fiscal Note is not required.

Recommended **Do Pass** February 21, 2000.

Committee Bill (Formerly House Study Bill 545), relating to campaign finance law and providing penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 21, 2000.

RESOLUTIONS FILED

HR 109, by Jager, a resolution honoring Masons and Masonic bodies in the State of Iowa for their continued outstanding philanthropic efforts across our entire state.

Laid over under **Rule 25**.

HCR 112, by Fallon, a concurrent resolution relating to the use of the Iowa Air National Guard to patrol no-fly zones over Iraq.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8049	H.F.	2362	Boddicker of Cedar
H—8050	H.F.	2362	Boddicker of Cedar
H—8051	H.F.	2229	Committee on Human Resources
H—8052	H.F.	2240	Boddicker of Cedar
H—8053	H.F.	2291	Mascher of Johnson
H—8054	H.F.	2291	Mascher of Johnson

On motion by Rants of Woodbury the House adjourned at 9:17 a.m., until 8:45 a.m., Wednesday, February 23, 2000.

JOURNAL OF THE HOUSE

Forty-fifth Calendar Day - Twenty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 23, 2000

The House met pursuant to adjournment at 8:54 a.m., Jacobs of Polk in the chair.

Prayer was offered by Reverend Steve Hansen, pastor of the First United Methodist Church, Cedar Falls.

The Journal of Tuesday, February 22, 2000 was approved.

INTRODUCTION OF BILLS

House File 2385, by committee on human resources, a bill for an act providing for establishment of a statewide organ and tissue donor registry.

Read first time and placed on the **calendar**.

House File 2386, by committee on state government, a bill for an act relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division.

Read first time and placed on the **calendar**.

House File 2387, by committee on state government, a bill for an act relating to the use and dissemination of social security numbers by government bodies and providing an effective date.

Read first time and placed on the **calendar**.

House File 2388, by committee on judiciary, a bill for an act relating to the concurrent jurisdiction of the juvenile court and the district court relating to modification of child custody and support orders.

Read first time and placed on the **calendar**.

House File 2389, by committee on judiciary, a bill for an act relating to visitation rights of parents who have been convicted of certain crimes.

Read first time and placed on the **calendar**.

House File 2390, by committee on judiciary, a bill for an act relating to juvenile court jurisdiction and the prosecution of juveniles in juvenile and district court.

Read first time and placed on the **calendar**.

House File 2391, by committee on judiciary, a bill for an act establishing a criminal offense relating to theft detection shielding devices and theft detection devices and providing a penalty.

Read first time and placed on the **calendar**.

House File 2392, by committee on economic development, a bill for an act creating a community attraction and tourism development commission and relating to the administration of community attraction and tourism development program.

Read first time and placed on the **calendar**.

House File 2393, by committee on agriculture, a bill for an act relating to the certification of persons as confinement site manure applicators, providing for fees, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 2394, by committee on agriculture, a bill for an act to eliminate the regulation of frozen food locker plants by the department of agriculture and land stewardship.

Read first time and placed on the **calendar**.

House File 2395, by committee on local government, a bill for an act relating to the powers and duties of county officers with respect to county warrants.

Read first time and placed on the **calendar**.

House File 2396, by committee on commerce and regulation, a bill for an act relating to security interests in farm products, providing for fees, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2397, by Schrader, a bill for an act providing for supplementary weighting in determining enrollment in school districts involved in district-to-district or district-to-community-college sharing programs, and providing an effective date.

Read first time and referred to committee on **education**.

House File 2398, by Metcalf, a bill for an act relating to the determination of wages of certain corporations for purposes of unemployment compensation.

Read first time and referred to committee on **ways and means**.

House File 2399, by Frevert, a bill for an act directing the state department of transportation to adopt rules relating to distance signs on primary interstate highways.

Read first time and referred to committee on **transportation**.

House File 2400, by Van Engelenhoven, a bill for an act relating to sales and use taxes on construction materials and supplies used in construction contracts for cities and counties.

Read first time and referred to committee on **ways and means**.

House File 2401, by Fallon, a bill for an act prohibiting an insurance company from considering a person's credit history in establishing rates for automobile liability coverage.

Read first time and referred to committee on **commerce and regulation**.

House File 2402, by Fallon, a bill for an act relating to dispensing of prescription drug samples.

Read first time and referred to committee on **human resources**.

House File 2403, by Shey, Sukup, Raecker, Larson, Eddie, Barry, Sunderbruch, Jager, Johnson, Tyrrell, Baudler, Brauns, Boal, Rayhons, Davis, and Alons, a bill for an act providing a tax credit under the individual income tax for an individual who provides household services and care for certain dependents and including a retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2404, by Nelson-Forbes, a bill for an act relating to the criminal penalty for persons under legal age purchasing, attempting to purchase, or possessing an alcoholic beverage.

Read first time and referred to committee on **judiciary**.

House File 2405, by Fallon, a bill for an act relating to the partial financing of campaigns for state office from income tax revenues, providing limitations on the amounts that candidates for state office may expend on campaigns, providing for public matching funds for state campaigns and a standing appropriation, providing penalties, and providing effective dates.

Read first time and referred to committee on **state government**.

House File 2406, by Shey, a bill for an act directing the department of education to implement and establish criteria for recognition of performance excellence exemplified by outstanding comprehensive school improvement plans submitted by school districts.

Read first time and referred to committee on **education**.

House File 2407, by committee on judiciary, a bill for an act relating to domestic violence protective orders.

Read first time and placed on the **calendar**.

House File 2408, by committee on human resources, a bill for an act relating to the establishment of a senior living program, including the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability.

Read first time and referred to committee on **appropriations**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 22, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2052, a bill for an act relating to the value of property or services obtained through the criminal offense of fraudulent use of a credit card.

Also: That the Senate has on February 22, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2113, a bill for an act relating to the licensing of individuals engaged in the healing art of massage therapy.

Also: That the Senate has on February 22, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2193, a bill for an act relating to the establishment of a senior living program, including the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2193, by committee on human resources, a bill for an act relating to the establishment of a senior living program, including

the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability.

Read first time and **passed on file.**

CONSIDERATION OF BILL Regular Calendar

House File 2328, a bill for an act eliminating the regulation of certain dairy trade practices, was taken up for consideration.

Johnson of Osceola moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2328)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foegen	Ford	Frevort	Garman
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven

Warnstadt
Whitead

Weidman
Wise

Weigel
Witt

Welter
Jacobs,
Presiding

The nays were, none.

Absent or not voting, 4:

Dix

Greimann

Raecker

Van Fossen

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2328** be immediately messaged to the Senate.

RULE 57 SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda for a meeting of the committee on appropriations at 9:30 a.m. in the Speaker's conference room to discuss House File 2408.

HOUSE FILE 2380 REFERRED

The Speaker announced that House File 2380, presently placed on the **calendar** was referred to committee on **appropriations**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on February 23, 2000. Had I been present, I would have voted "aye" on House File 2328.

RAECKER of Polk

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Seven International Exchange students from Indianola High School, Indianola, accompanied by Judy Dietrich and Roger Netsch. By Richardson of Warren.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\333 John Allen, Council Bluffs – For being awarded the Community Improvement Award of the Year for Hy-Vee stores.
- 2000\334 John Allen, Council Bluffs – For being elected to the Hy-Vee Stores Hall of Fame.
- 2000\335 Esther Andreae, Volga – For celebrating her 80th birthday.
- 2000\336 Beulah and John Beadle, Williamson – For celebrating their 60th wedding anniversary.
- 2000\337 Mary Jane Knobeloch, Ida Grove – For celebrating her 85th birthday.
- 2000\338 Irvin Smidt and Wilma Uren, Lake View – For celebrating their 50th wedding anniversary.
- 2000\339 Clara Pierce, Lytton – For celebrating her 80th birthday.
- 2000\340 Irma Tounget, Wall Lake – For celebrating her 80th birthday.
- 2000\341 Edgar and Ella Dandy, Schaller – For celebrating their 70th wedding anniversary.
- 2000\342 Harlan and Betty Wellendorf, Holstein – For celebrating their 50th wedding anniversary.
- 2000\343 Harold and Edith Barkhoff, Sac City – For celebrating their 70th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 18 Reassigned

Judiciary: Thomson, Chair; Doderer and Millage.

House File 522

Education: Carroll, Chair; Lord and Wise.

House File 2066 Reassigned

Transportation: Jager, Chair; Cohoon and Garman.

House File 2222

Transportation: Brauns, Chair; Chiodo and Johnson.

House File 2242 Reassigned

Local Government: Kuhn, Chair; Houser and Van Engelenhoven.

House File 2299

Local Government: Houser, Chair; Alons, Carroll, Huser, Kuhn, Richardson and Van Engelenhoven.

House File 2380

Appropriations: Horbach, Chair; Heaton and Mertz.

House File 2399

Transportation: Heaton, Chair; Cohoon and Van Engelenhoven.

House File 2406

Education: Shey, Chair; Grundberg and Wise.

Senate File 2147

Transportation: Huser, Chair; Brauns and Welter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 717

Education: Boal, Chair; Eddie and Falck.

House Study Bill 720

State Government: Martin, Chair; Jacobs and Larkin.

House Study Bill 721

Agriculture: Teig, Chair; Huseman and Scherrman.

House Study Bill 722

Agriculture: Klemme, Chair; Drake, Frevert, Horbach and Kuhn.

House Study Bill 723

Environmental Protection: Bradley, Chair; Gipp and Shoultz.

House Study Bill 724

Local Government: Richardson, Chair; Alons and Carroll.

House Study Bill 725

Judiciary: Sukup, Chair; Holveck and Millage.

House Study Bill 726

Judiciary: Kettering, Chair; Holveck and Shey.

House Study Bill 727

Judiciary: Raecker, Chair; Parmenter and Sunderbruch.

House Study Bill 728

Judiciary: Baudler, Chair; Davis and Ford.

House Study Bill 729

Judiciary: Thomson, Chair; Shoultz and Sukup.

House Study Bill 730

Judiciary: Baudler, Chair; Davis and Ford.

House Study Bill 731

Judiciary: Kettering, Chair; Parmenter and Shey.

House Study Bill 732

Judiciary: Shey, Chair; Kreiman and Larson.

House Study Bill 733

Judiciary: Baudler, Chair; Davis and Parmenter.

House Study Bill 734

Education: Boal, Chair; Mascher and Shey.

House Study Bill 735

Education: Lord, Chair; Eddie and Wise.

House Study Bill 736

Judiciary: Shey, Chair; Kettering and Parmenter.

House Study Bill 737

Economic Development: Teig, Chair; Hoffman and Weigel.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 738 Human Resources**

Establishing a family investment program eligibility requirement of participation in drug testing and compliance with a treatment plan.

H.S.B. 739 Agriculture

Providing for the production of life science products, and providing for penalties.

H.S.B. 740 Education

Establishing a teacher compensation and performance task force.

H.S.B. 741 Judiciary

Relating to special security officers employed at state board of regents institutions.

H.S.B. 742 Agriculture

Prohibiting the use of methyl tertiary butyl ether, eliminating a conflicting provision, making penalties applicable, and providing an effective date.

H.S.B. 743 Local Government

Relating to mental health and developmental disabilities service funding and administrative provisions and providing an effective date.

H.S.B. 744 Judiciary

Relating to probate law, including assessment of court costs, certain notification provisions, certain distributions to minors, the effect of dissolution of marriage on will provisions, and powers of attorney.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

House File 2277, a bill for an act relating to hunting preserves by eliminating regulations applicable to certain animals classified as livestock.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 577), relating to sales tax exemptions for equipment and electricity used in certain activities related to agriculture, providing an effective date, and making provisions retroactively applicable.

Fiscal Note is required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 646), providing for the application of compost material to land for use for the production of organic agricultural products.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

COMMITTEE ON APPROPRIATIONS

House File 2408, a bill for an act relating to the establishment of a senior living program, including the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability.

Fiscal Note is required.

Recommended **Amend and Do Pass with amendment H-8056** February 23, 2000.

COMMITTEE ON ECONOMIC DEVELOPMENT

Committee Bill (Formerly House File 2233), relating to funding of the local housing assistance program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2289), relating to aviation transportation and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 695), creating an Iowa Lewis and Clark bicentennial commission, an Iowa Lewis and Clark bicentennial fund, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 696), creating a brownfield redevelopment program and fund and a brownfield redevelopment advisory council.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 70), relating to the date on which the regular school calendar may commence.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2156), relating to disclosure by a postsecondary education institution of information regarding alcohol and controlled substances violations to the parent or guardian of a student.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2180), relating to community college governance.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2339), relating to the tuition and fees charged by regents institutions, community colleges, and Iowa private colleges and universities to certain persons who were placed in foster care or another out-of-home placement.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 639), delaying the repeal of the school finance formula.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 717), repealing a provision authorizing the raising of an additional enrichment amount to fund asbestos removal projects.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 681), extending a partial suspension of permitting requirements of facilities that deal with hazardous waste.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 617), relating to communicable and infectious diseases and providing penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 427), relating to limitation of liability for services performed by critical incident stress management teams.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House File 577), creating the criminal offense of assault on a sports official and providing a penalty.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2036), to prohibit the possession or consumption of alcoholic beverages in undergraduate dormitories and residence halls at postsecondary educational institutions and to provide a civil penalty.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2130), establishing a criminal offense related to drug paraphernalia.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2287), to increase the criminal penalties for an assault on members of certain occupations.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 626), relating to knowledge of limitations on authority of managers of limited liability companies by persons dealing with such companies.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 665), changing the criminal penalties relating to possession, manufacture, or delivery of amphetamines.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 692), relating to the statute of limitations for filing a sexual abuse or sexual exploitation criminal indictment or information.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 713), relating to the jurisdiction of the state over and the incarceration of criminal law offenders.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 715), relating to the office of the state public defender including indigent defense costs and the appropriation of indigent defense funds.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS

Committee Bill (Formerly House Study Bill 679), relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

COMMITTEE ON LOCAL GOVERNMENT

House Joint Resolution 2007, a joint resolution to nullify administrative rules of the Iowa empowerment board concerning Iowa empowerment grants and school ready children grants and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

House File 2161, a bill for an act relating to the creation of a water quality district, providing for the levy of a tax, and providing for other properly related matters.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Pursuant to Rule 31.7, House File 2161 was referred to the committee on ways and means.

Committee Bill (Formerly House Study Bill 575), relating to the loess hills development and conservation authority by creating a hungry canyons alliance, providing membership guidelines for the board of directors of the conservation authority and loess hills alliance, and providing for the assistance of state agencies.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 698), relating to urban renewal and urban revitalization and providing for the Act's applicability.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 699), relating to the publication and recordkeeping duties of county officers by providing for the maintenance of permanent records by electronic means and the determination of publication rates.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 718), requesting that the Legislative Council create a legislative mental health and developmental disability services restructuring task force.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 652), establishing a protocol for visitors to the state capitol.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 510), relating to ethics and campaign disclosure board procedures and to conflicts of interest of public officers and employees.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 2282), relating to motor vehicle regulation and making penalties applicable.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 549), relating to the use of lights by vehicles on roadways and making penalties applicable.

Fiscal Note is not required.

Recommended **Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 684), relating to motor vehicle registration periods and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 685), relating to the use of blue lights on authorized emergency vehicles.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House Study Bill 689), relating to transportation, including procedures for highway projects, aircraft registration, and passenger rail service, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

AMENDMENTS FILED

H—8055	H.F.	2008	Dotzler of Black Hawk
H—8056	H.F.	2408	Committee on Appropriations
H—8057	H.F.	2392	Dolecheck of Ringgold
H—8058	H.F.	2360	Ford of Polk
H—8059	H.F.	2147	Ford of Polk

On motion by Rants of Woodbury the House adjourned at 9:14 a.m., until 8:45 a.m., Thursday, February 24, 2000.

JOURNAL OF THE HOUSE

Forty-sixth Calendar Day - Thirtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 24, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Doug Helton, pastor of Calvary Baptist Church, St. Charles.

The Journal of Wednesday, February 23, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Davis of Wapello, from nine constituents favoring House File 2003, a bill to reinstate the practical portion of the cosmetology exam.

INTRODUCTION OF BILLS

House Joint Resolution 2008, by Heaton, Houser, Shey, Grundberg, Boddicker, Hansen, Sukup, Arnold, Raecker, Larson, and Foege, a joint resolution relating to the designation of educational facilities at the State Training School as the Arlene Dayhoff Educational Complex.

Read first time and referred to committee on **human resources**.

House Joint Resolution 2009, by Heaton, Houser, Davis, Barry, Grundberg, Metcalf, Thomson, Lord, Jacobs, Johnson, Van Engelenhoven, Boal, Gipp, Raecker, Blodgett, Weidman, Brunkhorst, Eddie, Hahn, Sunderbruch, Carroll, Arnold, Teig, Drake, Kettering, Brauns, Horbach, Klemme, Hansen, Baudler, and Sukup, a joint resolution relating to the designation of a cottage at the state training school as the Corbett-Miller cottage and providing an effective date.

Read first time and referred to committee on **human resources**.

House File 2409, by committee on state government, a bill for an act relating to campaign finance law and providing penalties and providing an effective date.

Read first time and placed on the **calendar**.

House File 2410, by committee on education, a bill for an act relating to the college student aid commission's membership, duties, and authority, and related federal employment reports.

Read first time and placed on the **calendar**.

House File 2411, by Nelson-Forbes, a bill for an act providing for reimbursement under the medical assistance program of direct services performed by a school nurse and providing an appropriation from the tobacco settlement fund as state matching funds for the costs of such reimbursement.

Read first time and referred to committee on **appropriations**.

House File 2412, by Davis, a bill for an act relating to an address confidentiality program for victims of domestic abuse.

Read first time and referred to committee on **judiciary**.

House File 2413, by Wise, Larkin, and Cohoon, a bill for an act creating a division of aeronautics and water within the state department of transportation.

Read first time and referred to committee on **transportation**.

House File 2414, by Heaton, a bill for an act relating to certain department of human services programs and administrative requirements.

Read first time and referred to committee on **human resources**.

House File 2415, by Schrader, Falck, Murphy, Reynolds, Wise, Connors, Ford, Bell, T. Taylor, Larkin, Chiodo, Frevort, Parmenter, Greimann, Kuhn, Kreiman, Osterhaus, May, Dotzler, Cataldo, Jochum, Scherrman, Mundie, Foege, Mascher, Holveck, and

Richardson, a bill for an act providing an appropriation to judicial district departments of correctional services for the implementation of drug courts.

Read first time and referred to committee on **appropriations**.

House File 2416, by Murphy, a bill for an act prohibiting financial institutions from assessing a satellite terminal transaction charge against consumers using such terminals.

Read first time and referred to committee on **commerce and regulation**.

House File 2417, by Scherrman, a bill for an act relating to the dissemination or exhibition of obscene material to an incompetent person and providing a penalty.

Read first time and referred to committee on **judiciary**.

House File 2418, by committee on human resources, a bill for an act relating to communicable and infectious diseases and providing penalties.

Read first time and placed on the **calendar**.

House File 2419, by committee on judiciary, a bill for an act changing the criminal penalties relating to possession, manufacture, or delivery of amphetamines.

Read first time and placed on the **calendar**.

House File 2420, by committee on judiciary, a bill for an act relating to the statute of limitations for filing a sexual abuse or sexual exploitation criminal indictment or information.

Read first time and placed on the **calendar**.

House File 2421, by committee on judiciary, a bill for an act establishing a criminal offense related to drug paraphernalia.

Read first time and placed on the **calendar**.

House File 2422, by committee on economic development, a bill for an act relating to funding of the local housing assistance program and providing an effective date.

Read first time and placed on the **calendar**.

House File 2423, by committee on economic development, a bill for an act creating a brownfield redevelopment program and fund and a brownfield redevelopment advisory council.

Read first time and placed on the **calendar**.

House File 2424, by committee on economic development, a bill for an act creating an Iowa Lewis and Clark bicentennial commission, an Iowa Lewis and Clark bicentennial fund, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2425, by committee on judiciary, a bill for an act relating to knowledge of limitations on authority of managers of limited liability companies by persons dealing with such companies.

Read first time and placed on the **calendar**.

House File 2426, by committee on judiciary, a bill for an act creating the criminal offense of assault on a sports official and providing a penalty.

Read first time and placed on the **calendar**.

House File 2427, by committee on judiciary, a bill for an act to increase the criminal penalties for an assault on members of certain occupations.

Read first time and placed on the **calendar**.

House File 2428, by committee on local government, a bill for an act relating to the duties of county treasurers and providing for the collection of fees, and providing an effective date.

Read first time and referred to committee on **ways and means**.

House File 2429, by committee on local government, a bill for an act relating to the publication and recordkeeping duties of county officers by providing for the maintenance of permanent records by electronic means and the determination of publication rates.

Read first time and placed on the **calendar**.

House File 2430, by committee on education, a bill for an act providing for a study of undergraduate tuition and fees applicable to certain individuals who were placed in foster care or another out-of-home placement.

Read first time and placed on the **calendar**.

House File 2431, by committee on state government, a bill for an act relating to ethics and campaign disclosure board procedures and to conflicts of interest of public officers and employees.

Read first time and placed on the **calendar**.

House File 2432, by committee on judiciary, a bill for an act concerning the administration of clerk of court offices.

Read first time and placed on the **calendar**.

House File 2433, by committee on education, a bill for an act relating to community college governance.

Read first time and placed on the **calendar**.

House File 2434, by committee on education, a bill for an act relating to the date on which the regular school calendar may commence.

Read first time and placed on the **calendar**.

House File 2435, by committee on education, a bill for an act repealing a provision authorizing the raising of an additional enrichment amount to fund asbestos removal projects.

Read first time and placed on the **calendar**.

House File 2436, by committee on education, a bill for an act delaying the repeal of the school finance formula.

Read first time and placed on the **calendar**.

House File 2437, by committee on education, a bill for an act relating to disclosure by a postsecondary education institution of information to the parent or guardian of a student.

Read first time and placed on the **calendar**.

House File 2438, by committee on environmental protection, a bill for an act extending a partial suspension of permitting requirements of facilities that deal with hazardous waste.

Read first time and placed on the **calendar**.

House File 2439, by committee on transportation, a bill for an act relating to motor vehicle regulation and making penalties applicable.

Read first time and placed on the **calendar**.

House File 2440, by committee on transportation, a bill for an act relating to the use of lights by vehicles on roadways and making penalties applicable.

Read first time and placed on the **calendar**.

House File 2441, by committee on labor and industrial relations, a bill for an act relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens.

Read first time and placed on the **calendar**.

House File 2442, by committee on state government, a bill for an act establishing a protocol for visitors to the state capitol.

Read first time and placed on the **calendar**.

House File 2443, by committee on local government, a bill for an act relating to residential landlord-tenant law, by allowing for notice of and a surcharge for payments with a check returned for insufficient funds, and making certain changes related to forcible entry and detainer actions.

Read first time and placed on the **calendar**.

House File 2444, by Schrader, Wise, T. Taylor, Larkin, Chiodo, Connors, Frevert, Parmenter, Greimann, D. Taylor, Cohoon, Reynolds, Kreiman, Kuhn, Bell, Richardson, Mertz, Thomas, Osterhaus, Bukta, Scherrman, Myers, Jochum, Weigel, Dotzler, Foege, Mascher, Stevens, O'Brien, and Holveck, a bill for an act making an appropriation from the rebuild Iowa infrastructure fund to the department of agriculture and land stewardship for a conservation reserve enhanced program.

Read first time and referred to committee on **appropriations**.

House File 2445, by Schrader, Reynolds, Wise, Connors, T. Taylor, Parmenter, Larkin, Chiodo, Ford, Kuhn, Frevert, Greimann, Richardson, Myers, D. Taylor, Osterhaus, Kreiman, May, Bell, Dotzler, Thomas, Mascher, Mertz, Bukta, Scherrman, Jochum, Weigel, Foege, Drees, Stevens, Mundie, O'Brien, and Holveck, a bill for an act making an appropriation from the rebuild Iowa infrastructure fund to the department of agriculture and land stewardship to provide financial assistance for the establishment of permanent soil and water conservation practices.

Read first time and referred to committee on **appropriations**.

House File 2446, by Schrader, a bill for an act establishing certain restrictions and requirements relating to telephone solicitations and providing a civil penalty.

Read first time and referred to committee on **commerce and regulation**.

House File 2447, by Schrader, Falck, Murphy, Reynolds, T. Taylor, Bell, Wise, Chiodo, Larkin, Frevert, Connors, Ford, Parmenter, Greimann, Myers, Osterhaus, May, Kreiman, Dotzler,

Cataldo, Kuhn, Mundie, Mascher, Scherrman, Jochum, Weigel, Foege, and Richardson, a bill for an act providing an appropriation to the department of public safety for additional crime laboratory personnel.

Read first time and referred to committee on **appropriations**.

House File 2448, by Schrader, Wise, T. Taylor, Larkin, Connors, Chiodo, Parmenter, Frevert, Kuhn, Greimann, Myers, Richardson, D. Taylor, Kreiman, Reynolds, Bell, May, Osterhaus, Mertz, Thomas, Bukta, Scherrman, Cohoon, Jochum, Weigel, Dotzler, Foege, Mascher, Stevens, Mundie, O'Brien, and Holveck, a bill for an act making an appropriation from the rebuild Iowa infrastructure fund to the department of natural resources to continue the establishment and operation of water quality monitoring stations.

Read first time and referred to committee on **appropriations**.

House File 2449, by Schrader, Wise, T. Taylor, Larkin, Chiodo, Connors, Frevert, Greimann, Kreiman, Cohoon, D. Taylor, Myers, Kuhn, Richardson, Reynolds, Falck, Bell, May, Osterhaus, Mertz, Thomas, Bukta, Scherrman, Jochum, Weigel, Dotzler, Foege, Mascher, Stevens, Mundie, O'Brien, and Holveck, a bill for an act making an appropriation from the rebuild Iowa infrastructure fund to the department of agriculture and land stewardship for the Iowa watershed protection program.

Read first time and referred to committee on **appropriations**.

House File 2450, by Schrader, Reynolds, Connors, Wise, Parmenter, Ford, T. Taylor, Kuhn, Larkin, Chiodo, Frevert, Richardson, Greimann, Myers, D. Taylor, Osterhaus, Kreiman, May, Bell, Dotzler, Thomas, Mertz, Mascher, Bukta, Scherrman, Jochum, Weigel, Foege, Stevens, Mundie, O'Brien, and Holveck, a bill for an act relating to a needs assessment study of floodplain infrastructures and making an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2451, by Parmenter, Doderer, Holveck, Myers, Mascher, Greimann, and Fallon, a bill for an act prohibiting

discrimination based upon a person's sexual orientation under the Iowa civil rights act.

Read first time and referred to committee on **judiciary**.

House File 2452, by Kreiman, a bill for an act relating to the provision of mediation in an action involving the child support recovery unit.

Read first time and referred to committee on **human resources**.

SENATE MESSAGES CONSIDERED

Senate File 2052, by Maddox, a bill for an act relating to the value of property or services obtained through the criminal offense of fraudulent use of a credit card.

Read first time and referred to committee on **judiciary**.

Senate File 2113, by committee on state government, a bill for an act relating to the licensing of individuals engaged in the healing art of massage therapy.

Read first time and referred to committee on **state government**.

ADOPTION OF SENATE CONCURRENT RESOLUTION 103

Frevert of Palo Alto called up for consideration Senate Concurrent Resolution 103, a concurrent resolution relating to the observation of the decade of the bone and joint, and moved its adoption.

The motion prevailed and the resolution was adopted.

RULES SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend the rules for the immediate consideration of House File 2408.

CONSIDERATION OF BILLS

Regular Calendar

House File 2408, a bill for an act relating to the establishment of a senior living program, including the creation of a senior living trust

fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability, with report of committee recommending amendment and passage was taken up for consideration.

The House stood at ease at 9:12 a.m., until the fall of the gavel.

The House resumed session and consideration of House File 2408, at 9:48 a.m., Speaker Siegrist in the chair.

Martin of Scott offered the following amendment H-8056 filed by the committee on appropriations and moved its adoption:

H-8056

- 1 Amend House File 2408 as follows:
- 2 1. Page 16, by striking lines 8 and 9 and
- 3 inserting the following:
- 4 "Sec. 12. NEW SECTION. 249A.18a RESIDENT
- 5 ASSESSMENT.
- 6 A nursing facility as defined in section 135C.1
- 7 shall complete a resident assessment".

The committee amendment H-8056 was adopted.

SENATE FILE 2193 SUBSTITUTED FOR HOUSE FILE 2408

Martin of Scott asked and received unanimous consent to substitute Senate File 2193 for House File 2408.

Senate File 2193, a bill for an act relating to the establishment of a senior living program, including the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability, was taken up for consideration.

Martin of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2193)

The ayes were, 96:

Alons	Arnold	Barry	Bell
Boal	Boddicker	Bogges	Bradley
Brunkhorst	Bukta	Carroll	Cataldo
Chiodo	Cohoon	Connors	Cormack
Davis	Dix	Doderer	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Ford
Frevert	Garman	Gipp	Greimann
Greiner	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, none.

Absent or not voting, 4:

Baudler	Blodgett	Brauns	Grundberg
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2408 WITHDRAWN

Martin of Scott asked and received unanimous consent to withdraw House File 2408 from further consideration by the House.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that **Senate File 2193** and **Senate Concurrent Resolution 103** be immediately messaged to the Senate.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on the morning of February 24, 2000. Had I been present, I would have voted "aye" on Senate File 2193 and Senate Concurrent Resolution 103.

BAUDLER of Adair

I was necessarily absent from the House chamber on February 24, 2000. Had I been present, I would have voted "aye" on Senate File 2193 and Senate Concurrent Resolution 103.

BRAUNS of Muscatine

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 23, 2000, he approved and transmitted to the Secretary of State the following bills:

House File 686, an act providing registration requirements and establishing a scope of authority for dental assistants, and providing an effective date.

House File 2106, an act prohibiting motor vehicle manufacturers, distributors, wholesalers, and importers from being licensed as, owning an interest in, operating, or controlling a motor vehicle dealer, providing exceptions, and making a penalty applicable.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF COMMERCE
Alcoholic Beverages Division

The 65th Annual Report, pursuant to Chapter 123.55, Code of Iowa.

IOWA FINANCE AUTHORITY

The Annual Legislative Report for Fiscal Year 1999, pursuant to Chapters 7A.11 and 16.7, Code of Iowa.

LEGISLATIVE SERVICE BUREAU

The Final Report on the increasing use of motor oxygenate enhancers study committee, pursuant to Chapter 204.15, 1999 Acts of the Seventy-eighth General Assembly.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\344 Kevin Halstead, Vinton – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\345 Earl and Leona Van Der Wall Whitcanack, Keosauqua – For celebrating their 50th wedding anniversary.
- 2000\346 Marvin and Lois Schulte, Edgewood – For celebrating their 50th wedding anniversary.
- 2000\347 Wilma Snyder, Osage – For celebrating her 100th birthday.
- 2000\348 Dave and Phyllis Schrader, Charles City – For celebrating their 50th wedding anniversary.
- 2000\349 John and Leona Jacobs, Nora Springs – For celebrating their 60th wedding anniversary.
- 2000\350 Rachel Davis, Dunlap – For celebrating her 80th birthday.
- 2000\351 Jim and Donna Wendt, Missouri Valley – For celebrating their 50th wedding anniversary.
- 2000\352 Kenneth and Phyllis Kline, Missouri Valley – For celebrating their 50th wedding anniversary.
- 2000\353 Ray and Marguerite Mitchell, Lisbon – For celebrating their 66th wedding anniversary.
- 2000\354 Elma Buresh, Fairfax – For celebrating her 88th birthday.

- 2000\355 Everett and Mata Steege, Fredericksburg – For celebrating their 65th wedding anniversary.
- 2000\356 Ervin and Wilma Sabelka, New Hampton – For celebrating their 60th wedding anniversary.
- 2000\357 Ralph and Geraldine Kennedy, New Hampton – For celebrating their 50th wedding anniversary.
- 2000\358 Taylor Anderson, Nashua – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\359 Mike and Milly Maloney, Estherville – For celebrating their 50th wedding anniversary.
- 2000\360 Skip and Dorothy Ewen, Okoboji – For celebrating their 50th wedding anniversary.
- 2000\361 Dean and Betty Hess, Okoboji – For celebrating their 50th wedding anniversary.
- 2000\362 Roger and Alida Millikan, Spirit Lake – For celebrating their 50th wedding anniversary.
- 2000\363 James and Geraldine Hollowell, Milford – For celebrating their 50th wedding anniversary.
- 2000\364 Clarence and Gertrude Rezac, Dolliver – For celebrating their 50th wedding anniversary.
- 2000\365 Gudrun and Randal Eakin, Spirit Lake – For celebrating their 60th wedding anniversary.
- 2000\366 Herman and Darlene Andresen, Terril – For celebrating their 60th wedding anniversary.
- 2000\367 Vernona Peterson, Estherville – For celebrating her 95th birthday.
- 2000\368 Douglas Otto, Spirit Lake – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\369 Jerod Clarke, Spirit Lake – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\370 Joseph Hummel, Spirit Lake – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 738

Human Resources: Boddicker, Chair; Foegen and Thomson.

House Study Bill 739

Agriculture: Alons, Chair; Johnson and Parmenter.

House Study Bill 740

Education: Grundberg, Chair; Eddie and Wise.

House Study Bill 741

Judiciary: Davis, Chair; Bell and Jager.

House Study Bill 742

Agriculture: Klemme, Chair; Drake, Frevert, Horbach and Kuhn.

House Study Bill 743

Local Government: Houser, Chair; Arnold and Fallon.

House Study Bill 744

Judiciary: Baudler, Chair; Larson and Parmenter.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 745 Local Government**

Relating to the designation of a cottage at the state training school as the Corbett-Miller cottage and providing an effective date.

H.S.B. 746 Local Government

Relating to the designation of educational facilities at the State Training School as the Arlene Dayhoff Educational Complex.

H.S.B. 747 Local Government

Relating to the condemnation of private property for certain public purposes.

H.S.B. 748 Appropriations

Relating to and making transportation and other infrastructure-related appropriations to the state department of transportation, including allocation and use of moneys from the general fund of the

state, road use tax fund, and primary road fund, and providing for the nonreversion of certain moneys.

H.S.B. 749 Ways and Means

Updating the Iowa Code references to the Internal Revenue Code, amending the earned income credit, amending requirements for nonresident taxpayers, providing tax benefits to military personnel in hazardous duty areas, and providing effective and retroactive applicability dates.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 2357), relating to the control of pseudorabies, making penalties applicable, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 721), relating to contracts involving the production of agricultural commodities and providing remedies.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 739), providing for the production of life science products, and providing for penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 522), providing civil and criminal immunity for a school employee related to the employee's participation in reporting and

investigating violence, threats of violence, or other inappropriate activity against a school employee or student in a school building, on school grounds, or at a school-sponsored function.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

Committee Bill (Formerly House File 2189), providing for the adoption of administrative rules incorporating a health services component in the general accreditation standards applicable to school districts.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House File 2406), directing the department of education to implement and establish criteria for recognition of performance excellence exemplified by outstanding comprehensive school improvement plans submitted by school districts.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 655), relating to programs for at-risk children and making an appropriation.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 676), providing supplementary weighting for determining enrollment in school districts involved in district-to-district or district-to-community-college sharing programs, and at-risk programs, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 734), appropriating additional state aid to school districts for the instructional support program.

Fiscal Note is not required.

Committee Action: **Failed to Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 735), relating to certain school finance formula provisions and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 671), relating to funding for purposes of waste tire management and collection of other hazardous materials.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

COMMITTEE ON HUMAN RESOURCES

House File 2162, a bill for an act relating to the development of a methodology to be used for reimbursement of psychiatric medical institutions for children under the medical assistance program.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

House File 2185, a bill for an act including truancy in the definition of child in need of assistance.

Fiscal Note is required.

Recommended **Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 618), relating to programs and public health issues under the purview of the Iowa department of public health and the appropriation of certain fees to the department.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 619), relating to regulation and inspection of health care facilities including the establishment of a quality-based inspections system.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 708), relating to the sharing of juvenile court social records or child abuse records pursuant to an interagency agreement.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House Study Bill 700), relating to the taking of fish and game by establishing residency requirements and methods of taking fish and subjecting violators to an existing penalty.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 716), relating to the allocation of funds within the soil and water enhancement account of the resource enhancement and protection fund.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 113), relating to mandatory disclosures in certain political telephone communications, and applying a penalty.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House File 466), providing for the licensing and regulation of fire sprinklers, fire extinguishers, and fire detection and alarm systems and personnel and providing civil and criminal penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 627), relating to the department of personnel by providing for the duties of the department, the administration of the department, and benefits provided state employees, and providing effective and retroactive applicability dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 720), relating to redistricting by providing for senatorial elections subsequent to redistricting, the relationship of legislative and congressional district boundaries, and multi-director school district terms.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 2171), relating to minors' school driver's licenses.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House File 2223), relating to temporary restricted drivers' licenses for certain habitual offenders.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 632), increasing the scheduled fine for violations of certain rules of the road relating to school buses.

Fiscal Note is not required.

Committee Action: **Failed to Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 686), relating to the vacation of roads and road rights-of-way.

Fiscal Note is not required.

Recommended **Do Pass** February 23, 2000.

Committee Bill (Formerly House Study Bill 687), relating to operating while intoxicated, including ignition interlock and license revocation provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 23, 2000.

RESOLUTION FILED

HCR 113, by committee on local government, a concurrent resolution requesting that the Legislative Council create a legislative mental health and developmental disability services restructuring task force.

Laid over under **Rule 25**.

AMENDMENT FILED

H—8060 H.F. 2239 Kettering of Sac
Weigel of Chickasaw

On motion by Rants of Woodbury the House adjourned at 10:35 a.m., until 9:30 a.m., Friday, February 25, 2000.

JOURNAL OF THE HOUSE

Forty-seventh Calendar Day - Thirty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 25, 2000

The House met pursuant to adjournment at 9:30 a.m., Speaker Siegrist in the chair.

Prayer was offered by Alyce Elmitt, the House Recording Clerk.

The Journal of Thursday, February 24, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By T. Taylor of Linn from one hundred thirty-nine constituents favoring legislation that requires mandatory attendance in school for all children between the ages of six (6) and eighteen (18).

INTRODUCTION OF BILLS

House Joint Resolution 2010, by Sukup, Greiner, Brunkhorst, Lord, Nelson-Forbes, Millage, Blodgett, Davis, Barry, Rayhons, Martin, Grundberg, Boal, Raecker, Garman, Carroll, Boddicker, Drake, Klemme, Jacobs, Teig, Huseman, Holmes, Sunderbruch, Hahn, Dolecheck, Van Engelenhoven, Weidman, Jager, Jenkins, Thomson, Dix, Johnson, Larson, Shey, Hoffman, Boggess, Baudler, Gipp, Van Fossen, Welter, Brauns, Arnold, Horbach, Tyrrell, Eddie, Kettering, Alons, Houser, Siegrist, Cormack, Rants, Hansen, Metcalf, Heaton, and Bradley, a joint resolution affirming the commitment in accordance with Iowa's general fund expenditure limitation law to enactment of a balanced budget that is in conformance with generally accepted accounting principles and that maintains the maximum balances in and foregoes any appropriation from the Iowa economic emergency fund and the cash reserve fund and providing an effective date.

Read first time and referred to committee on **ways and means**.

House File 2453, by committee on local government, a bill for an act relating to the loess hills development and conservation authority by creating a hungry canyons alliance, providing membership guidelines for the board of directors of the conservation authority and loess hills alliance, and providing for the assistance of state agencies.

Read first time and placed on the **calendar**.

House File 2454, by committee on judiciary, a bill for an act to provide an evidentiary privilege for services performed by critical incident stress management teams.

Read first time and placed on the **calendar**.

House File 2455, by committee on judiciary, a bill for an act relating to the awarding, loss, or forfeiture of good conduct time.

Read first time and placed on the **calendar**.

House File 2456, by Warnstadt, a bill for an act relating to adolescent pregnancy prevention grant award criteria.

Read first time and referred to committee on **human resources**.

House File 2457, by committee on environmental protection, a bill for an act relating to funding of certain household hazardous material collection efforts and events.

Read first time and placed on the **calendar**.

House File 2458, by committee on economic development, a bill for an act relating to aviation transportation and providing an effective date.

Read first time and placed on the **calendar**.

House File 2459, by committee on human resources, a bill for an act relating to regulation and inspection of health care facilities including the establishment of a quality-based inspections system.

Read first time and placed on the **calendar**.

House File 2460, by committee on human resources, a bill for an act relating to the sharing of juvenile court social records or child abuse records pursuant to an interagency agreement.

Read first time and placed on the **calendar**.

House File 2461, by committee on state government, a bill for an act relating to redistricting by providing for senatorial elections subsequent to redistricting, the relationship of legislative and congressional district boundaries, and multi-director school district terms.

Read first time and placed on the **calendar**.

House File 2462, by Jochum, Greimann, D. Taylor, Witt, Doderer, Holveck, Mundie, Osterhaus, O'Brien, Frevert, Parmenter, Fallon, Myers, Mascher, T. Taylor, and Foege, a bill for an act relating to the Iowa clean elections Act.

Read first time and referred to committee on **state government**.

House File 2463, by committee on state government, a bill for an act relating to the department of personnel by providing for the duties of the department, the administration of the department, and benefits provided state employees, and providing effective and retroactive applicability dates.

Read first time and placed on the **calendar**.

House File 2464, by Thomas, a bill for an act relating to the sale of customer information by a public utility and providing a civil penalty.

Read first time and referred to committee on **commerce and regulation**.

House File 2465, by Warnstadt, a bill for an act changing the criminal penalty for absence from custody.

Read first time and referred to committee on **judiciary**.

House File 2466, by Warnstadt and Whitead, a bill for an act relating to an increase in the amount of the homestead credit.

Read first time and referred to committee on **ways and means**.

House File 2467, by Warnstadt, a bill for an act providing a deduction for marriage counseling under the individual income tax and including a retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

House File 2468, by Dotzler, a bill for an act relating to rescissions of driver's license revocations and suspensions for operating while intoxicated and other motor vehicle offenses.

Read first time and referred to committee on **judiciary**.

House File 2469, by Reynolds, a bill for an act relating to prohibiting certain telephone solicitations, establishing certain requirements for contracts associated with such solicitations, establishing a list of persons not wishing to receive such solicitations, and providing for civil penalties.

Read first time and referred to committee on **commerce and regulation**.

House File 2470, by committee on judiciary, a bill for an act relating to the office of the state public defender including indigent defense costs and the appropriation of indigent defense funds.

Read first time and placed on the **calendar**.

House File 2471, by committee on education, a bill for an act directing the department of education to implement and establish criteria for recognition of performance excellence exemplified by outstanding comprehensive school improvement plans submitted by school districts.

Read first time and placed on the **calendar**.

House File 2472, by committee on education, a bill for an act relating to programs for at-risk children and making an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2473, by committee on education, a bill for an act providing civil and criminal immunity for a school employee related to the employee's participation in reporting and investigating violence, threats of violence, or other inappropriate activity against a school employee or student in a school building, on school grounds, or at a school-sponsored function.

Read first time and placed on the **calendar**.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 745

Local Government: Houser, Chair; Arnold and Fallon.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON ECONOMIC DEVELOPMENT

Committee Bill (Formerly House Study Bill 709), relating to telephone solicitations by establishing certain restrictions on the manner in which ADAD equipment is used, establishing certain restrictions on telephone solicitors, establishing certain requirements for contracts associated with such solicitations, establishing a list for persons not wishing to receive such solicitations, establishing a private cause of action, making an appropriation, and providing for civil penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 737), relating to approved equity investments in qualifying businesses and providing tax credits.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

COMMITTEE ON LOCAL GOVERNMENT

House File 2299, a bill for an act relating to the funding of state mandates.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

COMMITTEE ON NATURAL RESOURCES

House File 2163, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8064** February 23, 2000.

COMMITTEE ON TRANSPORTATION

House File 2303, allowing the display of only one registration plate on certain older vehicles.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2066), providing that the course for drinking drivers shall be taught by community colleges and licensed substance abuse programs, and making related changes.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2222), relating to certain violations attributed to motor vehicles rented from motor vehicle rental companies.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

AMENDMENTS FILED

H—8061	H.F.	2362	Davis of Wapello
H—8062	H.F.	2362	Davis of Wapello
H—8063	H.F.	2291	Brunkhorst of Bremer

H—8064 H.F. 2163 Committee on Natural Resources

On motion by Gipp of Winneshiek the House adjourned at 9:40 a.m., until 1:00 p.m., Monday, February 28, 2000.

JOURNAL OF THE HOUSE

Fiftieth Calendar Day – Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 28, 2000

The House met pursuant to adjournment at 1:07 p.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend A. Pete Petersen, pastor of St. John's Lutheran Church, Craig.

The Journal of Friday, February 25, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by members of the Scottish Rite Masonic Temple of Cedar Rapids and various Masons from throughout the state.

PETITIONS FILED

The following petitions were received and placed on file:

By Davis of Wapello, from twelve constituents of the 93rd district favoring passing the parity in pension benefits for all law enforcement officers.

By Davis of Wapello, from four hundred thirty-nine constituents of the 93rd district favoring the DOT to proceed with the near east bypass off Highway 63 at Eddyville.

By Greiner of Washington, from four hundred thirty-nine constituents of the 96th district favoring the DOT to proceed with the near east bypass off Highway 63 at Eddyville.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Eddie of Buena Vista on request of Huseman of Cherokee; Millage of Scott on request of Rants of Woodbury.

INTRODUCTION OF BILLS

House File 2474, by committee on education, a bill for an act providing for the adoption of administrative rules incorporating a health services component in the general accreditation standards applicable to school districts.

Read first time and placed on the **calendar**.

House File 2475, by committee on transportation, a bill for an act relating to minors' school driver's licenses.

Read first time and placed on the **calendar**.

House File 2476, by committee on human resources, a bill for an act relating to programs and public health issues under the purview of the Iowa department of public health and the appropriation of certain fees to the department.

Read first time and referred to committee on **appropriations**.

House File 2477, by committee on transportation, a bill for an act relating to public improvements and transportation, including procedures for condemnation and highway projects, aircraft registration, and passenger rail service, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2478, by committee on transportation, a bill for an act relating to the vacation of roads and road rights-of-way.

Read first time and placed on the **calendar**.

House File 2479, by committee on transportation, a bill for an act relating to the use of blue lights on authorized emergency vehicles.

Read first time and placed on the **calendar**.

House File 2480, by committee on transportation, a bill for an act relating to motor vehicle registration periods and providing an effective date.

Read first time and placed on the **calendar**.

House File 2481, by committee on transportation, a bill for an act relating to temporary restricted driver's licenses for certain habitual offenders.

Read first time and placed on the **calendar**.

House File 2482, by committee on judiciary, a bill for an act relating to the development of underage student alcoholic beverage drinking policies at community colleges and other institutions of higher learning.

Read first time and placed on the **calendar**.

House File 2483, by committee on economic development, a bill for an act relating to approved equity investments in qualifying businesses and providing tax credits.

Read first time and referred to committee on **ways and means**.

House File 2484, by committee on education, a bill for an act relating to certain school finance formula provisions and providing an effective date.

Read first time and referred to committee on **ways and means**.

House File 2485, by committee on natural resources, a bill for an act relating to the allocation of funds within the soil and water enhancement account of the resource enhancement and protection fund.

Read first time and placed on the **calendar**.

House File 2486, by committee on natural resources, a bill for an act relating to the taking of fish and game by establishing residency

requirements and methods of taking fish and subjecting violators to an existing penalty.

Read first time and placed on the **calendar**.

ADOPTION OF HOUSE RESOLUTION 109

Jager of Black Hawk called up for consideration House Resolution 109, a resolution honoring Masons and Masonic bodies in the State of Iowa for their continued outstanding philanthropic efforts across our entire state, and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion by Rants of Woodbury, the House was recessed at 1:25 p.m., until 3:30 p.m.

AFTERNOON SESSION

The House reconvened at 3:38 p.m., Speaker Siegrist in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy members present, thirty absent.

INTRODUCTION OF BILLS

House File 2487, by Schrader, Wise, T. Taylor, Cohoon, Larkin, Chiodo, Frevert, Connors, Greimann, Murphy, Ford, D. Taylor, Myers, Kreiman, Kuhn, Reynolds, Richardson, Falck, Bell, May, Osterhaus, Mertz, Thomas, Bukta, Jochum, Cataldo, Weigel, O'Brien, Dotzler, Mascher, Mundie, and Holveck, a bill for an act making an appropriation to the department of education to provide direct services to the most at-risk senior high school students through direct intervention by a job placement specialist.

Read first time and referred to committee on **appropriations**.

House File 2488, by Schrader, Cohoon, Wise, T. Taylor, Larkin, Chiodo, Frevert, Connors, Greimann, Kreiman, Thomas, Murphy, Reynolds, Parmenter, Mertz, Falck, Kuhn, Richardson, Osterhaus, May, Bukta, Jochum, Scherrman, Cataldo, Weigel, O'Brien, Mascher, Mundie, Dotzler, Drees, and Stevens, a bill for an act relating to the national guard educational assistance program and making an appropriation.

Read first time and referred to committee on **appropriations**.

House File 2489, by Doderer, a bill for an act establishing the interstate compact for adult criminal offender supervision and providing a contingent effective date.

Read first time and referred to committee on **judiciary**.

House File 2490, by committee on agriculture, a bill for an act relating to the control of pseudorabies, making penalties applicable, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2491, by committee on agriculture, a bill for an act providing for the production of life science products, and providing for penalties.

Read first time and placed on the **calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2061, a bill for an act relating to the registration and licensing duties of the county recorder and providing for other properly related matters.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2090, a bill for an act providing for the registration of environmental auditors.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2112, a bill for an act relating to the criminal jurisdiction of the state regarding the crimes of escape and absence from custody.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2142, a bill for an act relating to crime victim compensation.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2143, a bill for an act relating to the eligibility of certain school organizations to conduct games and raffles.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2145, a bill for an act relating to the national crime prevention and privacy compact.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2164, a bill for an act relating to expenditure of primary road fund moneys for dust control on certain municipal streets.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2194, a bill for an act relating to the vacation of roads and road rights-of-way.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2248, a bill for an act relating to the college student aid commission's membership, duties, and authority, and related federal employment reports.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2254, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2266, a bill for an act relating to the department of public defense by changing the number and qualifications of general officers in the Iowa national guard and increasing the membership of the emergency response commission and providing an effective date.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2294, a bill for an act relating to payment of education costs for certain juvenile facilities and providing an effective date.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS

Regular Calendar

House File 2247, a bill for an act relating to land restoration requirements for interstate natural gas pipeline construction projects, was taken up for consideration.

Dix of Butler moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2247)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Mascher	May
Mertz	Metcalf	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig

Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Eddie	Martin	Millage
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2008, a bill for an act providing residency status to certain members of the armed forces for purposes of hunting, fishing, and fur harvesting, with report of committee recommending amendment and passage, was taken up for consideration.

Brauns of Muscatine offered the following amendment H-8025 filed by the committee on natural resources and moved its adoption:

H-8025

- 1 Amend House File 2008 as follows:
- 2 1. Page 1, by striking line 19, and inserting the
- 3 following: "military personnel person shall carry
- 4 their the person's leave papers and a copy of the
- 5 person's current earnings statement showing a
- 6 deduction for Iowa income taxes while".

The committee amendment H-8025 was adopted.

Dotzler of Black Hawk offered the following amendment H-8055 filed by him and moved its adoption:

H-8055

- 1 Amend House File 2008 as follows:
- 2 1. Page 1, line 22, by inserting after the word
- 3 "animal." the following: "If a military person while
- 4 hunting or fishing is cited for failure to prove
- 5 residency as required, the arresting state
- 6 conservation officer or other designee of the
- 7 department shall contact the department of revenue and
- 8 finance within one working day to determine if the
- 9 military person has filed a state income tax return or

- 10 has income withheld for income tax purposes. If the
 11 military person's claim of residency is established,
 12 the citation shall be rescinded."

Amendment H-8055 was adopted.

Brauns of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2008)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Mascher	May
Mertz	Metcalf	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Eddie Martin Millage

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2240, a bill for an act relating to notice and the appointment of counsel in guardianship and conservatorship proceedings, was taken up for consideration.

Boddicker of Cedar offered the following amendment H-8052 filed by him and moved its adoption:

H-8052

- 1 Amend House File 2240 as follows:
- 2 1. Page 1, line 28, by inserting after the word
- 3 "made" the following: "upon such persons whose
- 4 identities are reasonably ascertainable".
- 5 2. Page 4, line 6, by inserting after the word
- 6 "made" the following: "upon such persons whose
- 7 identities are reasonably ascertainable".

Amendment H-8052 was adopted.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2240)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Falk	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Mascher	May
Mertz	Metcalf	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig

Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Eddie	Martin	Millage
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2279, a bill for an act relating to the renewal date for a license issued by the board of educational examiners, was taken up for consideration.

They of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2279)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Bldgett	Boal	Boddicker
Boggess	Bradley	Brauns	Bukta
Carroll	Cataldo	Chiado	Cphoon
Connors	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Falck	Fallon	Foege	Ford
Frevert	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Mascher	May	Mertz	Metcalf
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt

Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, 1:

Cormack

Absent or not voting, 4:

Brunkhorst	Eddie	Martin	Millage
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2084, a bill for an act prohibiting body piercing of persons less than eighteen years of age without prior written notarized consent of a parent, providing for injunctive relief, and providing a penalty, was taken up for consideration.

Mascher of Johnson offered amendment H-8023 filed by her as follows:

H-8023

- 1 Amend House File 2084 as follows:
- 2 1. Page 1, by inserting after line 14, the
- 3 following:
- 4 "1A. A person shall not own, control and lease,
- 5 act as an agent for, conduct, manage, or operate an
- 6 establishment to practice body piercing or engage in
- 7 body piercing without first applying for and receiving
- 8 a permit from the Iowa department of public health."
- 9 2. Page 1, by inserting after line 23, the
- 10 following:
- 11 "___ Establish minimum safety and sanitation
- 12 criteria for the operation of an establishment that
- 13 provides body piercing."
- 14 3. Page 1, line 24, by inserting after the figure
- 15 "17A" the following: "and collect all fees
- 16 necessary".
- 17 4. Page 1, line 26, by inserting after the word
- 18 "who" the following: "fails to meet the requirements
- 19 of subsection 1a or a person who".
- 20 5. Title page, line 1, by inserting after the
- 21 word "Act" the following: "relating to body piercing
- 22 including requiring a permit for practicing body
- 23 piercing and".
- 24 6. Title page, lines 3 and 4, by striking the

25 words "a penalty" and inserting the following:
26 "penalties".
27 7. By renumbering, relettering and by correcting
28 internal references as necessary.

The following amendment H-8077, to amendment H-8023, filed by Doderer of Johnson from the floor was adopted by unanimous consent:

H-8077

1 Amend amendment H-8023, to House File 2084 as
2 follows:
3 1. Page 1, line 11, by striking the word
4 "minimum".

On motion by Mascher of Johnson amendment H-8023, as amended, was adopted placing amendment H-8012 filed by Mascher of Johnson on February 8, 2000, out of order.

Falck of Fayette offered the following amendment H-8015 filed by him and Ford of Polk and moved its adoption:

H-8015

1 Amend House File 2084 as follows:
2 1. Page 1, line 16, by striking the word
3 "notarized".
4 2. Page 1, line 19, by striking the word
5 "notarized".
6 3. Title page, line 2, by striking the word
7 "notarized".

Amendment H-8015 was adopted.

Carroll of Poweshiek offered the following amendment H-8010 filed by him and moved its adoption:

H-8010

1 Amend House File 2084 as follows:
2 1. Page 1, line 23, by striking the word "tenant"
3 and inserting the following: "tenet".

Amendment H-8010 was adopted.

RULE 32 INVOKED

Carroll of Poweshiek rose on a point of order and invoked Rule 32.

The Speaker ruled the point well taken and House File 2084 was referred to the committee on ways and means.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2008, 2240, 2247 and 2279.**

INTRODUCTION OF BILL

House File 2492, by committee on local government, a bill for an act relating to certain state and municipal agencies by making changes relating to the provision of and training for fire protection service and emergency medical service and by amending the powers and duties of townships and township officers.

Read first time and placed on the **calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2015, a bill for an act relating to the enhanced criminal penalties associated with sexually predatory offenses and providing an effective date.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2074, a bill for an act authorizing disclosure of certain information to the legal guardian of an individual receiving assistance or services from the department of human services.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2092, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective dates.

Also: That the Senate has on February 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2156, a bill for an act relating to the use of blue lights on authorized emergency vehicles.

MICHAEL E. MARSHALL, Secretary

HOUSE FILE 2299 REFERRED

The Speaker announced that House File 2299, presently placed on the **calendar** was referred back to committee on **local government**.

HOUSE FILE 2428 PLACED ON CALENDAR

The Speaker announced that House File 2428, previously referred to committee on **ways and means** is placed on the **calendar**.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Nine senior foreign exchange students from Across the International World. By Thomas of Clayton.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF EDUCATION

The Division of Vocational Rehabilitation Services ICN Cost Savings Report, pursuant to Chapter 8d, Code of Iowa.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

The Annual Report, pursuant to Chapter 411.5, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\371 Beulah Miksch, Ottumwa – For celebrating her 90th birthday.
- 2000\372 Elsie Harter, Ottumwa – For celebrating her 80th birthday.
- 2000\373 Rex and Helen Leeper, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\374 Ruthanne and Phil Taylor, Ottumwa – For celebrating their 52nd wedding anniversary.
- 2000\375 Mike Mandolfo, Carter Lake – For being chosen as the Youth of the Year for the Carter Lake Boys and Girls Club.
- 2000\376 Virgil Olerich, Lake View – For celebrating his 80th birthday.
- 2000\377 Arlene Perkins, Cushing – For celebrating her 80th birthday.
- 2000\378 Donald Retz, Oelwein – For celebrating his 90th birthday.
- 2000\379 Pete Peterman, Oelwein – For celebrating his 83rd birthday.
- 2000\380 Jeannelle Nichols, Maynard – For celebrating her 80th birthday.
- 2000\381 Keith Pearl, West Liberty High School – For winning 1st Place in the 145 lb. weight class in the Class 2-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\382 Joe Honts, Louisa-Muscatine High School – For winning 2nd Place in the 112 lb. weight class in the Class 2-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\383 Dustin Bliven, Louisa-Muscatine High School – For winning 2nd Place in the 135 lb. weight class in the Class 2-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\384 Mary Jane Bisson, Clinton – For celebrating her 80th birthday.
- 2000\385 Andy James Lester, Red Oak – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\386 Frances Even, Jesup – For celebrating her 88th birthday.

2000\387 Elsworth Mueller, Jesup – For celebrating his 80th birthday.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 2010

Ways and Means: Sukup, Chair; Larson and D. Taylor.

House File 2186

Ways and Means: Teig, Chair; Hoffman and Weigel.

House File 2221

Ways and Means: Jenkins, Chair; Shoultz and Teig.

House File 2250

Ways and Means: Jenkins, Chair; Osterhaus and Teig.

House File 2275

Ways and Means: Blodgett, Chair; Boal and Doderer.

House File 2338

Ways and Means: Raecker, Chair; Boal and Doderer.

House File 2428

Ways and Means: Houser, Chair; Myers and Teig.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 749

Ways and Means: Holmes, Chair; Jenkins and Osterhaus.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 2176), authorizing the juvenile court, when specified conditions are met, to enter an ex parte order to perform a medically relevant test to determine whether an illegal drug is present in a child's body.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 622), relating to dependent adult abuse reports, investigations, and criminal penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 683), relating to licensure requirements for physician assistants and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 701), providing registration requirements for direct entry midwives and establishing a midwifery advisory council.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 738), establishing a family investment program eligibility requirement of participation in drug testing and compliance with a treatment plan.

Fiscal Note is required.

Recommended **Do Pass** February 24, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 2133), relating to certain state and municipal agencies by making changes relating to the provision of and training for fire protection service and emergency medical service, by amending the powers and duties of townships and township officers, and by providing for the nonpartisan election of township officers.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 22, 2000.

Committee Bill (Formerly House File 2201), relating to a landlord's sale or disposal of a tenant's personal property abandoned by the tenant on rented premises and making related changes.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2228), relating to the provision of police protection in cities having a population of less than five hundred.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2242), relating to fee-supported services provided by a county including the payment of county law enforcement salaries and expenses.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 650), relating to the powers and duties of county officers and the district court relating to writing fees for registration of boats and certain vehicles, to county lease-purchase agreements, to recording of transfer documents, to lost property, and to property divided by death or divorce.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 657), relating to applications for, the issuance, filing, and recording of marriage licenses, and solemnization of marriage.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 702), authorizing a political subdivision to impose a local income surtax, in addition to property taxes, to partially fund certain bonds, and providing for the Act's applicability.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 703), relating to services provided by county officers including funding for emergency medical services and the disposition of lost property.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 707), relating to the use of local sales and services tax revenues received by a county.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 719), relating to voter approval of capital improvements proposed by a county without incurring indebtedness.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 724), relating to the division and development of land by amending provisions relating to subdivision plats and plats of survey and relating to annexation and other boundary adjustments, and providing for the Act's applicability.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 743), relating to mental health and developmental disabilities service funding and administrative provisions and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 745), relating to the designation of a cottage at the state training school as the Corbett-Miller cottage and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 746), relating to the designation of educational facilities at the State Training School as the Arlene Dayhoff Educational Complex.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 747), relating to the condemnation of private property for certain public purposes.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

AMENDMENTS FILED

H—8065	H.F.	2377	Brunkhorst of Bremer
H—8066	H.F.	2433	Warnstadt of Woodbury
H—8067	H.F.	2219	Bradley of Clinton
H—8068	H.F.	2377	Kreiman of Davis
H—8069	H.F.	2437	Kreiman of Davis
H—8070	H.F.	2437	Kreiman of Davis
H—8071	H.F.	2377	Kreiman of Davis
H—8072	H.F.	2249	Carroll of Poweshiek
H—8073	H.F.	2409	Cormack of Webster
H—8074	H.F.	2460	Boddicker of Cedar
H—8075	H.F.	2459	Witt of Black Hawk
H—8076	H.F.	2084	Parmenter of Story

On motion by Rants of Woodbury the House adjourned at 4:35 p.m., until 8:45 a.m., Tuesday, February 29, 2000.

JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 29, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Timothy J. Hogan, pastor of St. Mary's Catholic and St. Andrew's Catholic Church, Ashton and Sibley.

The Journal of Monday, February 28, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Connors of Polk from one hundred twenty-seven residents favoring prison reforms.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Huseman of Cherokee, until his arrival, on request of Rants of Woodbury; Cataldo of Polk, until his arrival, on request of Schrader of Marion.

INTRODUCTION OF BILLS

House Joint Resolution 2011, by committee on local government, a joint resolution relating to the designation of a cottage at the state training school as the Corbett-Miller cottage and providing an effective date.

Read first time and placed on the **calendar**.

House Joint Resolution 2012, by committee on local government, a joint resolution relating to the designation of

educational facilities at the State Training School as the Arlene Dayhoff Educational Complex.

Read first time and placed on the **calendar**.

House File 2493, by committee on agriculture, a bill for an act relating to sales tax exemptions for equipment and fuel used in certain activities related to agriculture, providing an effective date, and making provisions retroactively applicable.

Read first time and referred to committee on **ways and means**.

House File 2494, by committee on agriculture, a bill for an act providing for the application of compost material to land for use for the production of organic agricultural products.

Read first time and placed on the **calendar**.

House File 2495, by committee on agriculture, a bill for an act relating to contracts involving the production of agricultural commodities and providing remedies.

Read first time and placed on the **calendar**.

House File 2496, by committee on education, a bill for an act providing supplementary weighting for determining enrollment in school districts involved in district-to-district or district-to-community-college sharing programs, and at-risk programs, and providing an effective date.

Read first time and referred to committee on **appropriations**.

House File 2497, by committee on human resources, a bill for an act establishing a family investment program eligibility requirement of participation in drug testing and compliance with a treatment plan.

Read first time and placed on the **calendar**.

House File 2498, by committee on human resources, a bill for an act providing registration requirements for direct entry midwives and establishing a midwifery advisory council.

Read first time and placed on the **calendar**.

House File 2499, by committee on human resources, a bill for an act authorizing the juvenile court, when specified conditions are met, to enter an ex parte order to perform a medically relevant test to determine whether an illegal drug is present in a child's body.

Read first time and placed on the **calendar**.

House File 2500, by committee on human resources, a bill for an act relating to dependent adult abuse reports, investigations, and criminal penalties.

Read first time and placed on the **calendar**.

House File 2501, by committee on local government, a bill for an act relating to the powers and duties of county recorders and the district court relating to property divided by death or divorce.

Read first time and placed on the **calendar**.

House File 2502, by committee on local government, a bill for an act relating to fee-supported services provided by a county including the payment of county law enforcement salaries and expenses.

Read first time and placed on the **calendar**.

House File 2503, by committee on local government, a bill for an act relating to the division and development of land by amending provisions relating to subdivision plats and plats of survey and relating to annexation and other boundary adjustments, and providing for the Act's applicability.

Read first time and placed on the **calendar**.

House File 2504, by committee on local government, a bill for an act relating to applications for, the issuance, filing, and recording of marriage licenses, and solemnization of marriage.

Read first time and placed on the **calendar**.

House File 2505, by committee on local government, a bill for an act relating to mental health and developmental disabilities service funding and administrative provisions and providing an effective date.

Read first time and placed on the **calendar**.

House File 2506, by committee on local government, a bill for an act relating to the provision of police protection in cities having a population of less than one thousand two hundred.

Read first time and placed on the **calendar**.

House File 2507, by committee on local government, a bill for an act relating to urban renewal and urban revitalization and providing for the Act's applicability.

Read first time and referred to committee on **ways and means**.

House File 2508, by committee on local government, a bill for an act relating to voter approval of capital improvements proposed by a county without incurring indebtedness.

Read first time and placed on the **calendar**.

House File 2509, by committee on local government, a bill for an act relating to a landlord's sale or disposal of a tenant's personal property abandoned by the tenant on rented premises and making related changes.

Read first time and placed on the **calendar**.

House File 2510, by committee on transportation, a bill for an act relating to operating while intoxicated, including ignition interlock provisions.

Read first time and placed on the **calendar**.

House File 2511, by committee on transportation, a bill for an act providing that the course for drinking drivers shall be taught by community colleges and licensed substance abuse programs, requiring participation in substance abuse awareness programs by all persons under the age of twenty-one who drive with a blood alcohol concentration level of .02 or more, and making related changes.

Read first time and placed on the **calendar**.

House File 2512, by committee on transportation, a bill for an act relating to certain violations attributed to motor vehicles rented from motor vehicle rental companies.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 2015, by Angelo, a bill for an act relating to the enhanced criminal penalties associated with sexually predatory offenses and providing an effective date.

Read first time and referred to committee on **judiciary**.

Senate File 2061, by committee on natural resources and environment, a bill for an act relating to the registration and licensing duties of the county recorder and providing for other properly related matters.

Read first time and referred to committee on **natural resources**.

Senate File 2074, by Lamberti, a bill for an act authorizing disclosure of certain information to the legal guardian of an individual receiving assistance or services from the department of human services.

Read first time and referred to committee on **human resources**.

Senate File 2090, by committee on natural resources and environment, a bill for an act providing for the registration of environmental auditors.

Read first time and referred to committee on **environmental protection**.

Senate File 2092, by committee on judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective dates.

Read first time and referred to committee on **judiciary**.

Senate File 2112, by committee on judiciary, a bill for an act relating to the criminal jurisdiction of the state regarding the crimes of escape and absence from custody.

Read first time and referred to committee on **judiciary**.

Senate File 2142, by committee on judiciary, a bill for an act relating to crime victim compensation.

Read first time and referred to committee on **judiciary**.

Senate File 2143, by committee on state government, a bill for an act relating to the eligibility of certain school organizations to conduct games and raffles.

Read first time and referred to committee on **state government**.

Senate File 2145, by committee on judiciary, a bill for an act relating to the national crime prevention and privacy compact.

Read first time and referred to committee on **judiciary**.

Senate File 2156, by committee on transportation, a bill for an act relating to the use of blue lights on authorized emergency vehicles.

Read first time and **passed on file.**

Senate File 2164, by committee on transportation, a bill for an act relating to expenditure of primary road fund moneys for dust control on certain municipal streets.

Read first time and referred to committee on **transportation.**

Senate File 2194, by committee on transportation, a bill for an act relating to the vacation of roads and road rights-of-way.

Read first time and **passed on file.**

Senate File 2248, by committee on education, a bill for an act relating to the college student aid commission's membership, duties, and authority, and related federal employment reports.

Read first time and **passed on file.**

Senate File 2254, by committee on human resources, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development.

Read first time and **passed on file.**

Senate File 2266, by committee on state government, a bill for an act relating to the department of public defense by changing the number and qualifications of general officers in the Iowa national guard and increasing the membership of the emergency response commission and providing an effective date.

Read first time and referred to committee on **state government.**

Senate File 2294, by committee on education, a bill for an act relating to payment of education costs for certain juvenile facilities and providing an effective date.

Read first time and referred to committee on **education.**

CONSIDERATION OF BILL
Regular Calendar

House File 2113, a bill for an act relating to eligibility for United States armed forces retired special motor vehicle license plates, with report of committee recommending passage, was taken up for consideration.

Eddie of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2113)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huser
Jacobs	Jager	Jenkins	Jochum
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 6:

Brauns	Cataldo	Huseman	Johnson
Martin	Siegrist, Spkr.		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2113** be immediately messaged to the Senate.

On motion by Rants of Woodbury, the House was recessed at 9:13 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:06 p.m., Speaker pro tempore Sukup in the chair.

INTRODUCTION OF BILLS

House File 2513, by committee on judiciary, a bill for an act providing for secured transactions under the uniform commercial code, by adopting new Article 9, eliminating conflicting provisions, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2514, by committee on human resources, a bill for an act relating to licensure requirements for physician assistants and providing an effective date.

Read first time and placed on the **calendar**.

House File 2515, by committee on economic development, a bill for an act relating to telephone solicitations by establishing certain restrictions on telephone solicitors, establishing certain requirements for contracts associated with such solicitations, establishing a list for persons not wishing to receive such solicitations, establishing a private cause of action, making an appropriation, and providing for civil penalties.

Read first time and referred to committee on **ways and means**.

House File 2516, by committee on local government, a bill for an act authorizing a political subdivision to impose a local income surtax, in addition to property taxes, to partially fund certain bonds, and providing for the Act's applicability.

Read first time and referred to committee on **ways and means**.

House File 2517, by committee on judiciary, a bill for an act providing certain procedures related to preserving confidentiality in professional liability cases.

Read first time and placed on the **calendar**.

House File 2518, by committee on judiciary, a bill for an act relating to probate law, including assessment of court costs, certain notification provisions, certain distributions to minors, the effect of dissolution of marriage on will provisions, and powers of attorney.

Read first time and placed on the **calendar**.

House File 2519, by committee on judiciary, a bill for an act relating to the repeal of the sixth judicial district pilot project concerning probation revocation hearings, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2520, by committee on judiciary, a bill for an act relating to special security officers employed at state board of regents institutions.

Read first time and placed on the **calendar**.

House File 2521, by committee on judiciary, a bill for an act relating to mandatory mediation of certain farm disputes prior to initiation of related litigation.

Read first time and placed on the **calendar**.

House File 2522, by committee on judiciary, a bill for an act relating to addresses used by persons seeking relief from domestic abuse.

Read first time and placed on the **calendar**.

House File 2523, by committee on judiciary, a bill for an act relating to the disposition of personal property in the lawful possession of a local law enforcement agency.

Read first time and placed on the **calendar**.

House File 2524, by committee on judiciary, a bill for an act providing for a study by the department of corrections regarding the safety and security of employees of the department and of the board of parole and its employees.

Read first time and placed on the **calendar**.

House File 2525, by committee on judiciary, a bill for an act relating to limitations on recoverable noneconomic damages in legal actions arising out of motor vehicle accidents.

Read first time and placed on the **calendar**.

House File 2526, by committee on judiciary, a bill for an act relating to certain civil commitment procedures.

Read first time and placed on the **calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2007, a bill for an act relating to responsibilities of a guardian in procuring professional services for a ward with a physical or mental disability which do not require prior court approval.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2091, a bill for an act relating to procedures for discontinuance of a city.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2212, a bill for an act concerning the administration of clerk of court offices.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2242, a bill for an act concerning paid time off for certain peace officer members of the department of public safety injured in the course of duty.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2247, a bill for an act relating to the terms "registered voter", "eligible elector", and "qualified voter" for purposes of elections, voter registration, statutory petition requirements, absentee voting by armed forces, and drainage district elections.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2249, a bill for an act relating to a state agency purchasing preference for bio-based hydraulic fluids, greases, and other industrial lubricants.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2253, a bill for an act relating to certain county officers' duties relating to property transfer instruments, records of fees paid to a county, notice of certification of utility liens, and notice of mobile homes departing and entering mobile home parks.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2007, by McKean, a bill for an act relating to responsibilities of a guardian in procuring professional services for a ward with a physical or mental disability which do not require prior court approval.

Read first time and referred to committee on **judiciary**.

Senate File 2091, by committee on local government, a bill for an act relating to procedures for discontinuance of a city.

Read first time and **passed on file**.

Senate File 2212, by committee on judiciary, a bill for an act concerning the administration of clerk of court offices.

Read first time and **passed on file**.

Senate File 2242, by committee on state government, a bill for an act concerning paid time off for certain peace officer members of the department of public safety injured in the course of duty.

Read first time and referred to committee on **state government**.

Senate File 2247, by committee on state government, a bill for an act relating to the terms "registered voter", "eligible elector", and "qualified voter" for purposes of elections, voter registration, statutory petition requirements, absentee voting by armed forces, and drainage district elections.

Read first time and referred to committee on **state government**.

Senate File 2253, by committee on local government, a bill for an act relating to certain county officers' duties relating to property transfer instruments, records of fees paid to a county, notice of certification of utility liens, and notice of mobile homes departing and entering mobile home parks.

Read first time and referred to committee on **local government**.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 15

Shultz of Black Hawk called up for consideration House Concurrent Resolution 15, a concurrent resolution urging the Governor to appoint a commission to develop design proposals for Iowa's participation in the United States Mint's 50 state quarters program.

SPECIAL PRESENTATION

Witt of Black Hawk introduced to the House, Kelly Sullivan Loughren, granddaughter of Albert Sullivan one of the five Sullivan brothers of Waterloo whose ship, the U.S.S. Juneau, was sunk in WW II.

The House rose and expressed its welcome.

On motion by Dotzler of Black Hawk the resolution was adopted.

CONSIDERATION OF BILLS Regular Calendar

House File 2330, a bill for an act relating to directional signs visible from the street at polling places, was taken up for consideration.

Jacobs of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2330)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foegen	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz

Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Sukup, Presiding	

The nays were, none.

Absent or not voting, 1:

Huseman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2330** and **House Concurrent Resolution 15**.

House File 2315, a bill for an act concerning the payment of health and medical insurance coverage costs by cities to retired employees, was taken up for consideration.

Weidman of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2315)

The ayes were, 94:

Arnold	Barry	Baudler	Bell
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Hahn
Hansen	Heaton	Holmes	Holveck
Horbach	Houser	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Klemme	Kreiman	Kuhn	Larkin

Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, 5:

Alons	Grundberg	Hoffman	Kettering
Van Engelenhoven			

Absent or not voting, 1:

Huseman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2239, a bill for an act relating to limited partnerships by providing for such partnerships to become limited liability limited partnerships, providing for related matters, and providing an effective date, was taken up for consideration.

Kettering of Sac offered amendment H-8060 filed by him and Weigel of Chickasaw as follows:

H-8060

- 1 Amend House File 2239 as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:
- 4 "Section 1. Section 9H.1, subsection 16, Code
- 5 Supplement 1999, is amended to read as follows:
- 6 16. "Limited partnership" means a partnership as
- 7 defined in section 487.101, subsection 7, and a
- 8 limited liability limited partnership under section
- 9 487.1301, which owns or leases agricultural land or is
- 10 engaged in farming.
- 11 Sec. ____ Section 10B.1, subsection 8, Code 1999,
- 12 is amended to read as follows:
- 13 8. "Limited partnership" means a foreign or
- 14 domestic limited partnership, including a limited

15 partnership as defined in section 487.101, subsection
16 7, and a domestic or foreign limited liability limited
17 partnership under section 487.1301 or 487.1303.

18 Sec. ____ Section 487.109, subsection 1, paragraph
19 1, Code 1999, is amended to read as follows:

20 l. Statement of qualification of limited liability
21 limited partnership.....\$ 50

22 m. Amendment to statement of qualification of
23 limited liability limited partnership.....\$ 20

24 n. Cancellation of statement of qualification ...\$ 20

25 o. Application for registration of foreign limited
26 liability limited partnership and also issuance of a
27 certificate of registration to transact business in

28 this state.....\$ 100

29 p. Amendment to application for registration of
30 foreign limited liability limited partnership.....\$ 100

31 q. Cancellation of registration of foreign
32 limited liability limited partnership.....\$ 20

33 r. Any other document required or
34 permitted to be filed\$ 5"

35 2. Page 2, by inserting after line 13 the
36 following:

37 "Sec. ____ NEW SECTION. 487.1303 FOREIGN LIMITED
38 LIABILITY LIMITED PARTNERSHIP.

39 Sections 487.901 through 487.911 shall apply to a
40 foreign limited liability limited partnership in the
41 same manner as those sections apply to a foreign
42 limited partnership. For purposes of section 487.904,
43 a foreign limited liability limited partnership may
44 register with the secretary of state under a name that
45 could be registered by a domestic limited liability
46 limited partnership even if it is not the name which
47 the foreign limited liability limited partnership is
48 registered in its state of organization."

49 3. Page 2, line 14, by inserting after the word
50 "Act" the following: ", which amends section

Page 2

1 487.1103,".

2 4. By renumbering as necessary.

Kettering of Sac offered the following amendment H-8081, to amendment H-8060, filed by him from the floor and moved its adoption:

H-8081

1 Amend the amendment, H-8060, to House File 2239 as
2 follows:

3 1. Page 1, line 46, by inserting after the word

4 "name" the following: "under".

Amendment H-8081 was adopted.

On motion by Kettering of Sac amendment H-8060, as amended, was adopted.

Kettering of Sac moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2239)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Fallon
Foege	Ford	Frevort	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rayhons	Rants
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 3:

Falck	Hansen	Huseman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2252, a bill for an act relating to the criminal penalties for possession of a controlled substance, was taken up for consideration.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2252)

The ayes were, 81:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Dolecheck	Drake	Eddie
Falck	Frevert	Garman	Gipp
Greiner	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huser	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	May	Mertz
Metcalf	Millage	Mundie	Myers
Nelson-Forbes	Raecker	Rants	Rayhons
Reynolds	Richardson	Schrader	Shey
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Sukup, Presiding			

The nays were, 18:

Doderer	Dotzler	Drees	Fallon
Foege	Ford	Greimann	Grundberg
Jochum	Mascher	Murphy	O'Brien
Osterhaus	Parmenter	Scherrman	Shoultz
Taylor, T.	Witt		

Absent or not voting, 1:

Huseman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2179, a bill for an act relating to the certified school to career program, was taken up for consideration.

Heaton of Henry moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2179)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foeg	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Sukup,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Huseman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2179, 2239, 2252 and 2315.**

House File 2291, a bill for an act relating to teacher shortages by creating a permanent substitute teacher license and including effective and applicability date provisions, was taken up for consideration.

Mascher of Johnson offered the following amendment H-8053 filed by her and moved its adoption:

H-8053

- 1 Amend House File 2291 as follows:
- 2 1. Page 1, line 6, by striking the words "located
- 3 in Iowa".

Roll call was requested by Mascher of Johnson and Stevens of Dickinson.

On the question "Shall amendment H-8053 be adopted?" (H.F. 2291)

The ayes were, 61:

Arnold	Bell	Blodgett	Boal
Bradley	Brauns	Bukta	Cataldo
Chiodo	Cohoon	Connors	Cormack
Davis	Dix	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Frevert	Garman	Greimann
Hansen	Hoffman	Holveck	Huser
Jager	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Stevens	Taylor, D.	Taylor, T.
Thomas	Thomson	Tyrrell	Warnstadt

Weigel
Witt

Welter

Whitead

Wise

The nays were, 39:

Alons	Barry	Baudler	Boddicker
Boggest	Brunkhorst	Carroll	Dolecheck
Drake	Eddie	Gipp	Greiner
Grundberg	Hahn	Heaton	Holmes
Horbach	Houser	Huseman	Jacobs
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Martin	Metcalf
Millage	Rants	Rayhons	Shey
Siegrist, Spkr.	Sunderbruch	Teig	Van Engelenhoven
Van Fossen	Weidman	Sukup, Presiding	

Absent or not voting, none.

Amendment H-8053 was adopted.

Brunkhorst of Bremer offered the following amendment H-8063 filed by him and moved its adoption:

H-8063

- 1 Amend House File 2291 as follows:
- 2 1. Page 1, by inserting after line 7 the
- 3 following:
- 4 "Sec. __. APPLICATIONS. a person who retired
- 5 from a school district or accredited nonpublic school
- 6 located in Iowa while holding a valid practitioner's
- 7 license prior to July 1, 2000, shall have until July
- 8 1, 2001, to apply to the board for a permanent
- 9 substitute teacher license."
- 10 2. Page 1, by striking lines 17 through 20 and
- 11 inserting the following: "immediate importance, takes
- 12 effect upon enactment."
- 13 3. Title page, by striking lines 2 and 3 and
- 14 inserting the following: "substitute teacher license
- 15 and providing an effective date."
- 16 4. By renumbering as necessary.

Amendment H-8063 was adopted, placing amendment H-8054 filed by Mascher of Johnson on February 22, 2000, out of order.

Brunkhorst of Bremer moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2291)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2248, a bill for an act relating to alternate methods of providing proof of motor vehicle financial responsibility and providing an effective date, was taken up for consideration.

Bradley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2248)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Bloodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2362, a bill for an act relating to the establishment of a domestic abuse death review team and providing a penalty, was taken up for consideration.

Davis of Wapello offered the following amendment H-8061 filed by him and moved its adoption:

H-8061

- 1 Amend House File 2362 as follows:
- 2 1. Page 2, by striking line 34 and inserting the
- 3 following:
- 4 "m. Both a female and a male victim of domestic
- 5 abuse."

Amendment H-8061 was adopted.

Boddicker of Cedar asked and received unanimous consent to withdraw amendment H-8050 filed by him on February 22, 2000.

Boddicker of Cedar offered the following amendment H-8049 filed by him and moved its adoption:

H-8049

- 1 Amend House File 2362 as follows:
- 2 1. Page 4, by inserting after line 26 the
- 3 following:
- 4 "1A. In performing duties pursuant to subsection
- 5 1, the review team shall review the relationship
- 6 between the decedent victim and the alleged
- 7 perpetrator from the point where the abuse allegedly
- 8 began, until the domestic abuse death occurred, and
- 9 shall review all relevant documents pertaining to the
- 10 relationship between the parties, including but not
- 11 limited to protective orders and dissolution, custody,
- 12 and support agreements and related court records, in
- 13 order to ascertain whether a correlation exists
- 14 between certain events in the relationship and any
- 15 escalation of abuse, and whether patterns can be
- 16 established regarding such events in relation to
- 17 domestic abuse deaths in general. The review team
- 18 shall consider such conclusions in making
- 19 recommendations pursuant to subsection 1."
- 20 2. By renumbering as necessary.

Amendment H-8049 was adopted.

Gipp of Winneshiek in the chair at 3:47 p.m.

Davis of Wapello offered the following amendment H-8062 filed by him and moved its adoption:

H-8062

- 1 Amend House File 2362 as follows:
- 2 1. Page 5, line 15, by striking the words
- 3 "reproduction of all information," and inserting the
- 4 following: "review of written or photographic
- 5 information".

Amendment H-8062 was adopted.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2362)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Gipp,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Connors

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2365, a bill for an act providing for review of deaths of children under the age of eighteen by the child death review team, was taken up for consideration.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2365)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Foege
Ford	Frevert	Garman	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Gipp,		
	Presiding		

The nays were, 1:

Fallon

Absent or not voting, 1:

Connors

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2248, 2291, 2362 and 2365.**

HOUSE FILE 2483 REREFERRED

The Speaker announced that House File 2483, previously referred to committee on **ways and means** was rereferred to committee on **economic development.**

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Tuesday, February 29, 2000. Had I been present, I would have voted "aye" on House File 2113.

BRAUNS of Muscatine

I was necessarily absent from the House chamber on Monday, February 28, 2000. Had I been present, I would have voted "aye" on House Files 2008, 2240, 2247 and 2279.

EDDIE of Buena Vista

I was necessarily absent from the House chamber on February 29, 2000. Had I been present, I would have voted "aye" on House Concurrent Resolution 15, House Files 2113, 2179, 2239, 2252, 2315 and 2330.

HUSEMAN of Cherokee

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF GENERAL SERVICES

The Fiscal Year 1999 Annual Report, pursuant to Chapter 18.12, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\388 Roy and Opal Frisbie, Adair – For celebrating their 55th wedding anniversary.
- 2000\389 Irene Doherty Kenyon, Stuart – For celebrating her 90th birthday.
- 2000\390 Herb Cunningham, Stuart – For celebrating his 90th birthday.
- 2000\391 Lucy Hall, Casey – For celebrating her 80th birthday.
- 2000\392 Cliff Albright, Guthrie Center – For celebrating his 80th birthday.
- 2000\393 Mabel Darrington, Persia – For celebrating her 90th birthday.
- 2000\394 Jeff McElvania, West Union – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\395 Citizens of Page County – For being named the winners of this year's David Archie Award.
- 2000\396 Mary V. Price, Regency – For celebrating her 90th birthday.
- 2000\397 Wilma Stewart, Shenandoah – For celebrating her 90th birthday.
- 2000\398 City High School, Iowa City – For winning the National Grammy Award as one of the national top 10 Gold winners.
- 2000\399 Florence Spangler, Norwalk – For celebrating her 82nd birthday.
- 2000\400 Mr. and Mrs. Herbert Hebel, Davenport – For celebrating their 65th wedding anniversary.
- 2000\401 Everett and Jeanette Smithburg, Fairfield – For celebrating their 64th wedding anniversary.
- 2000\402 Harry and Katherine Riggs, Fairfield – For celebrating their 60th wedding anniversary.
- 2000\403 Harold and Marjorie Keller, Fairfield – For celebrating their 50th wedding anniversary.
- 2000\404 Samuel and Hazel Shipley, Keosauqua – For celebrating their 50th wedding anniversary.

2000\405 Flossie Long, Fairfield – For celebrating her 95th birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 2411

Appropriations: Nelson-Forbes, Chair; Boggess and Mascher.

House File 2415

Appropriations: Horbach, Chair; Bell and Cormack.

House File 2444

Appropriations: Millage, Chair; Cormack and Mertz.

House File 2445

Appropriations: Millage, Chair; Cormack and Mertz.

House File 2447

Appropriations: Millage, Chair; Cormack and T. Taylor.

House File 2448

Appropriations: Millage, Chair; Cormack and Mertz.

House File 2449

Appropriations: Millage, Chair; Cormack and T. Taylor.

House File 2450

Appropriations: Millage, Chair; Cormack and T. Taylor.

House File 2472

Appropriations: Hansen, Chair; Horbach and Wise.

House File 2476

Appropriations: Nelson-Forbes, Chair; Heaton and Mascher.

House File 2487

Appropriations: Hansen, Chair; Cormack and Wise.

House File 2488

Appropriations: Millage, Chair; Cormack and Warnstadt.

House File 2496

Appropriations: Millage, Chair; Hansen and Wise.

Senate File 2074

Human Resources: Boal, Chair; Davis and Kreiman.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT**H.S.B. 750 Appropriations**

Appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and providing an effective date.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON COMMERCE AND REGULATION

Committee Bill (Formerly House File 740), relating to the restructuring of the electric utility industry by providing for consumer choice for certain electric services, providing penalties, and providing an effective date.

Fiscal Note is not required.

Recommended Amend and Do Pass February 24, 2000.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 2031), relating to limitations on recoverable noneconomic damages in legal actions arising out of motor vehicle accidents.

Fiscal Note is not required.

Recommended Amend and Do Pass February 24, 2000.

Committee Bill (Formerly House File 2093), relating to certain civil commitment procedures.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2123), relating to the disposition of personal property in the lawful possession of a local law enforcement agency.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2207), providing for a security analysis regarding state office buildings and state employees by the department of general services.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2224), relating to internet communications constituting the crime of harassment.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House File 2342), relating to addresses used by persons seeking relief from domestic abuse.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 663), providing certain procedures related to preserving confidentiality in professional liability cases.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 710), relating to the department of corrections by providing for the establishment of reserve peace officers by judicial district departments of correctional services, for the transfer of patients to the Iowa medical and classification center and for the liability of counties for their costs of treatment, for the transcription and recording of testimony for certain investigations conducted by the department of corrections, for the submission of presentence investigation reports to the department, for the release of certain family and personal history, for lease agreements between the department and employers to provide work for inmates, for the authority to establish and distribute moneys from interest-bearing

accounts for inmates, and for the repeal of the sixth judicial district pilot project concerning probation revocation hearings, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 727), relating to mandatory mediation of certain farm disputes prior to initiation of related litigation.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 736), providing for secured transactions under the uniform commercial code, by adopting new Article 9, eliminating conflicting provisions, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 741), relating to special security officers employed at state board of regents institutions.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

Committee Bill (Formerly House Study Bill 744), relating to probate law, including assessment of court costs, certain notification provisions, certain distributions to minors, the effect of dissolution of marriage on will provisions, and powers of attorney.

Fiscal Note is not required.

Recommended **Do Pass** February 24, 2000.

COMMITTEE ON WAYS AND MEANS

Senate File 2089, a bill for an act relating to collection of the physical plant and equipment property tax levy in certain urban renewal areas and providing an applicability date.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8079** February 28, 2000.

RESOLUTION FILED

HCR 114, by Holveck and Grundberg, a concurrent resolution designating March 2000 as Iowa Women's History Month.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8078	H.F.	2459	Blodgett of Cerro Gordo
H—8079	S.F.	2089	Committee on Ways and Means
H—8080	H.F.	2377	Murphy of Dubuque
H—8082	H.F.	2323	Kreiman of Davis
H—8083	H.F.	2470	Kreiman of Davis
H—8084	H.F.	2385	Blodgett of Cerro Gordo
H—8085	H.F.	2476	Blodgett of Cerro Gordo
H—8086	H.F.	2249	Heaton of Henry
H—8087	H.F.	2458	Warnstadt of Woodbury
H—8088	H.F.	2041	Raecker of Polk
H—8089	H.F.	2377	Kreiman of Davis
H—8090	H.F.	2377	Kreiman of Davis
H—8091	H.F.	2436	Weigel of Chickasaw
H—8092	H.F.	2249	Carroll of Poweshiek
H—8093	H.F.	2409	Gipp of Winneshiek
H—8094	H.F.	2433	Stevens of Dickinson
H—8095	H.F.	2440	Scherrman of Dubuque Osterhaus of Jackson
H—8096	H.F.	2253	Jager of Black Hawk
H—8097	H.F.	2041	Holveck of Polk Raecker of Polk
H—8098	H.F.	2477	Garman of Story Van Engelenhoven of Mahaska Huser of Polk
H—8099	H.F.	2331	Parmenter of Story
H—8100	H.F.	2331	Parmenter of Story
H—8101	H.F.	2331	Raecker of Polk Kreiman of Davis
H—8102	H.F.	2331	Raecker of Polk
H—8103	H.F.	2474	Mascher of Johnson Reynolds of Van Buren Frevert of Palo Alto Mertz of Kossuth Falck of Fayette

Richardson of Warren			Greimann of Story
Murphy of Dubuque			Stevens of Dickinson
Thomas of Clayton			Warnstadt of Woodbury
Bukta of Clinton			Holveck of Polk
H—8104	H.F.	2476	Reynolds of Van Buren
			Greimann of Story
H—8105	H.F.	2471	Ford of Polk
H—8106	H.F.	2377	Kreiman of Davis
H—8107	H.F.	2277	Mertz of Kossuth
H—8108	H.F.	2460	Kreiman of Davis
H—8109	H.F.	2393	Parmenter of Story
H—8110	H.F.	2280	Shey of Linn
H—8111	H.F.	2426	Ford of Polk
H—8112	H.F.	2377	Ford of Polk
H—8113	H.F.	2041	Schrader of Marion
H—8114	H.F.	2377	Stevens of Dickinson
H—8115	H.F.	2374	Dotzler of Black Hawk
			Cormack of Webster
H—8116	H.F.	2331	Raecker of Polk
			Kreiman of Davis

On motion by Rants of Woodbury the House adjourned at 4:03 p.m., until 8:45 a.m., Wednesday, March 1, 2000.

JOURNAL OF THE HOUSE

Fifty-second Calendar Day – Thirty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 1, 2000

The House met pursuant to adjournment at 8:53 a.m., Jacobs of Polk in the chair.

Prayer was offered by Reverend Joel Rose, pastor of Fellowship Baptist Church, Tama.

The Journal of Tuesday, February 29, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Carroll of Poweshiek, until his arrival, on request of Rants of Woodbury; Frevert of Palo Alto on request of Murphy of Dubuque.

INTRODUCTION OF BILLS

House File 2527, by committee on state government, a bill for an act relating to mandatory disclosures in certain political telephone communications, and applying a penalty.

Read first time and placed on the **calendar**.

House File 2528, by committee on local government, a bill for an act relating to the condemnation of private property for certain public purposes and providing an effective date.

Read first time and placed on the **calendar**.

House File 2529, by committee on state government, a bill for an act providing for the regulation of fire protection systems and personnel, making an appropriation, and providing civil and criminal penalties.

Read first time and placed on the **calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2079, a bill for an act relating to the prohibition of shipping or importing into the state, or the offering for sale, selling, transporting, distributing, or possessing within the state, of cigarettes and tobacco products which were previously exported from or which are manufactured for use outside the United States, making penalties applicable, and providing an effective date.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2215, a bill for an act striking a mandatory leave of absence for a civil service officer or employee, or a deputy sheriff who is a candidate for partisan public office, and providing an effective date.

Also: That the Senate has on February 29, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2275, a bill for an act relating to revocations of driver's licenses for an operating while intoxicated offense.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2249, by committee on natural resources and environment, a bill for an act relating to a state agency purchasing preference for bio-based hydraulic fluids, greases, and other industrial lubricants.

Read first time and referred to committee on **state government**.

MOTION TO WITHDRAW FROM COMMITTEE LOST

Murphy of Dubuque asked for unanimous consent to suspend the rules to withdraw House File 2496 from the committee on appropriations.

Objection was raised.

Murphy of Dubuque moved to suspend the rules to withdraw House File 2496 from the committee on appropriations.

Roll call was requested by Schrader of Marion and Murphy of Dubuque.

Rule 75 was invoked.

On the question "Shall the rules be suspended to withdraw House File 2496?"

The ayes were, 43:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Frevert	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mertz	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Reynolds	Richardson	Scherrman
Schrader	Shoultz	Stevens	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

The nays were, 51:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Cormack
Davis	Dix	Dolecheck	Eddie
Garman	Gipp	Greiner	Hahn
Hansen	Heaton	Hoffman	Holmes
Horbach	Houser	Jager	Johnson
Kettering	Klemme	Larson	Lord
Martin	Metcalf	Millage	Nelson-Forbes
Raecker	Rants	Rayhons	Shey
Siegrist, Spkr.	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Jacobs,	
		Presiding	

Absent or not voting, 6:

Carroll	Drake	Ford	Grundberg
Huseman	Jenkins		

The motion to suspend the rules lost.

On motion by Rants of Woodbury, the House was recessed at 9:08 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:08 p.m., Speaker Siegrist in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 1, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2313, a bill for an act relating to motor vehicles, including driver licensing, the use of child restraints and safety belts for children, and the designation of vehicles as authorized emergency vehicles, making a penalty applicable, and providing an effective date.

Also: That the Senate has on March 1, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2329, a bill for an act increasing the fine for certain motor vehicle violations relating to railroad crossings.

Also: That the Senate has on March 1, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2330, a bill for an act relating to the regulation of certain low-speed vehicles and making a penalty applicable.

Also: That the Senate has on March 1, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2342, a bill for an act relating to the creation of a real estate improvement district.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2079, by committee on judiciary, a bill for an act relating to the prohibition of shipping or importing into the state, or the offering for sale, selling, transporting, distributing, or possessing within the state, of cigarettes and tobacco products which were previously exported from or which are manufactured for use outside

the United States, making penalties applicable, and providing an effective date.

Read first time and referred to committee on **judiciary**.

Senate File 2215, by committee on local government, a bill for an act striking a mandatory leave of absence for a civil service officer or employee, or a deputy sheriff who is a candidate for partisan public office, and providing an effective date.

Read first time and referred to committee on **local government**.

Senate File 2275, by committee on judiciary, a bill for an act relating to revocations of driver's licenses for an operating while intoxicated offense, and providing an effective date.

Read first time and referred to committee on **judiciary**.

Senate File 2313, by committee on transportation, a bill for an act relating to motor vehicles, including driver licensing, the use of child restraints and safety belts for children, and the designation of vehicles as authorized emergency vehicles, making a penalty applicable, and providing an effective date.

Read first time and referred to committee on **transportation**.

Senate File 2329, by committee on transportation, a bill for an act increasing the fine for certain motor vehicle violations relating to railroad crossings.

Read first time and **passed on file**.

Senate File 2330, by committee on transportation, a bill for an act relating to the regulation of certain low-speed vehicles and making a penalty applicable.

Read first time and **passed on file**.

Senate File 2342, by committee on commerce, a bill for an act relating to the creation of a real estate improvement district.

Read first time and referred to committee on **commerce and regulation**.

CONSIDERATION OF BILLS
Regular Calendar

House File 2331, a bill for an act relating to operating a motorboat or sailboat while intoxicated and providing penalties, was taken up for consideration.

Gipp of Winneshiek in the chair at 3:15 p.m.

Raecker of Polk asked and received unanimous consent to withdraw amendment H-8101 filed by him and Kreiman of Davis on February 29, 2000.

Raecker of Polk offered the following amendment H-8116 filed by him and Kreiman of Davis and moved its adoption:

H-8116

- 1 Amend House File 2331 as follows:
- 2 1. Page 2, by striking lines 30 through 33 and
- 3 inserting the following:
- 4 "19. "Motorboat" means any vessel propelled by an
- 5 inboard, inboard outdrive, or outboard engine, whether
- 6 or not such engine is the principal source of
- 7 propulsion."
- 8 2. Page 3, line 26, by inserting after the word
- 9 "other" the following: "certified".
- 10 3. Page 3, line 26, by inserting after the word
- 11 "officer" the following: "as defined in section
- 12 80B.3,".
- 13 4. Page 4, by inserting after line 11 the
- 14 following:
- 15 "30A. "Sailboat" means any watercraft operated
- 16 with a sail."
- 17 5. Page 7, by striking lines 20 and 21 and
- 18 inserting the following: "904.513. The court".
- 19 6. Page 8, by striking lines 3 and 4 and
- 20 inserting the following: "904.513. The court".
- 21 7. Page 10, line 4, by striking the words "is
- 22 convicted under" and inserting the following:
- 23 "violates".
- 24 8. Page 12, by striking lines 24 and 25 and
- 25 inserting the following: "this section shall be
- 26 completed at the defendant's expense."

- 27 9. Page 14, line 32, by inserting after the words
28 "presence of" the following: "controlled substances
29 or other".
- 30 10. Page 16, line 1, by inserting after the words
31 "influence of a" the following: "controlled
32 substance, a".
- 33 11. Page 18, line 1, by inserting before the word
34 "drugs" the following: "a controlled substance or
35 other".
- 36 12. Page 19, line 2, by inserting before the word
37 "drug" the following: "controlled substance or
38 other".
- 39 13. Page 19, by striking lines 33 and 34 and
40 inserting the following:
41 "4. The court shall not defer judgment or
42 sentencing, or".
- 43 14. Page 21, line 32, by striking the word
44 "driving" and inserting the following: "operation of
45 a motorboat or sailboat".
- 46 15. Page 23, by striking lines 20 through 23 and
47 inserting the following: "warrant issued under
48 section 462A.14D constitutes contempt punishable as
49 provided in that section and further constitutes a
50 refusal to submit. Also, if the withdrawal of a".

Page 2

- 1 16. Page 23, line 32, by striking the figure "1"
2 and inserting the following: "3".
- 3 17. Page 25, line 17, by striking the word and
4 figure "or 462A.14B".
- 5 18. Page 25, line 23, by striking the word and
6 figure "or 462A.14B".
- 7 19. Page 25, line 29, by striking the word and
8 figure "or 462A.14B".
- 9 20. By renumbering as necessary.

Amendment H-8116 was adopted, placing amendment H-8100 filed by Parmenter of Story on February 29, 2000, out of order.

Raecker of Polk offered the following amendment H-8102 filed by him and moved its adoption:

H-8102

- 1 Amend House File 2331 as follows:
2 1. Page 16, line 35, by striking the words "one
3 thousand to five" and inserting the following: "five
4 hundred to two".
5 2. Page 19, line 22, by striking the words "one

- 6 thousand" and inserting the following: "five
 7 hundred".
 8 3. Page 19, line 24, by striking the word "two"
 9 and inserting the following: "one".
 10 4. Page 19, line 27, by striking the word "five"
 11 and inserting the following: "two".
 12 5. Page 20, line 13, by striking the words "one
 13 thousand to five" and inserting the following: "five
 14 hundred to two".

Amendment H-8102 was adopted.

Parmenter of Story offered the following amendment H-8099 filed by him and moved its adoption:

H-8099

- 1 Amend House File 2331 as follows:
 2 1. By striking page 16, line 35, through page 17,
 3 line 1, and inserting the following: "suspension of
 4 motorboat or sailboat operating".
 5 2. Page 19, by striking lines 18 through 27 and
 6 inserting the following: "chemical testing, shall
 7 order that the person shall not operate a motorboat or
 8 sailboat for one year."
 9 3. Page 20, by striking lines 13 and 14 and
 10 inserting the following: "suspension of motorboat or
 11 sailboat operating".

Amendment H-8099 lost.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2331)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes

Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Gipp,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Connors

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2331** be immediately messaged to the Senate.

The House stood at ease at 3:41 p.m., until the fall of the gavel.

The House resumed session at 4:32 p.m., Speaker Siegrist in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-two members present, twenty-eight absent.

RULE 60 SUSPENDED

Millage of Scott asked and received unanimous consent to suspend Rule 60 and withdraw House File 2496 from the committee on appropriations for its immediate consideration.

House File 2496, a bill for an act providing supplementary weighting for determining enrollment in school districts involved in district-to-district or district-to-community-college sharing programs, and at-risk programs, and providing an effective date, was taken up for consideration.

The House stood at ease at 4:42 p.m., until the fall of the gavel.

The House resumed session at 5:48 p.m., Speaker Siegrist in the chair.

The House stood at ease at 5:50 p.m., until the fall of the gavel.

The House resumed session at 6:15 p.m., and consideration of House File 2496, Speaker Siegrist in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Boddicker of Cedar, for the remainder of the day, on request of Rants of Woodbury.

MOTION TO SUSPEND RULE 31.8 LOST

Wise of Lee asked for unanimous consent to suspend Rule 31.8, relating to the timely filing of amendments, for the immediate consideration of amendment H-8144 filed by him from the floor as follows:

H-8144

- 1 Amend House File 2496 as follows:
- 2 1. By striking page 6, line 2, through page 7,
- 3 line 22, and inserting the following:
- 4 "4. AT-RISK PROGRAMS.
- 5 a. In order to provide additional funding to
- 6 school districts for programs serving at-risk pupils
- 7 in grades nine through twelve, a supplementary
- 8 weighting plan for at-risk pupils is adopted. A
- 9 supplementary weighting of one hundred twenty-eight
- 10 ten-thousandths per pupil shall be assigned to the
- 11 percentage of pupils in a school district enrolled in
- 12 grades one through six, as reported by the school
- 13 district on the basic educational data survey for the
- 14 base year, who are eligible for free and reduced price

15 meals under the federal National School Lunch Act and
16 the federal Child Nutrition Act of 1966, 42 U.S.C. §
17 1751-1785, multiplied by the budget enrollment in the
18 school district. Amounts received as supplementary
19 weighting for at-risk pupils shall be utilized by a
20 school district to develop or maintain alternative
21 programs or an at-risk pupils' program, including
22 alternative high school programs, and shall be in
23 addition to and not supplanting moneys appropriated in
24 section 279.51 and moneys otherwise appropriated by
25 law to supplement that funding.

26 b. Notwithstanding paragraph "a", a school
27 district which received supplementary weighting for an
28 alternative high school program offered by a community
29 college for the school budget year beginning July 1,
30 1999, shall receive an amount of supplementary
31 weighting for the next five school budget years as
32 follows:

33 (1) For the budget year beginning July 1, 2000,
34 the greater of the amount of supplementary weighting
35 determined pursuant to paragraph "a", or one hundred
36 percent of the amount received for the budget year
37 beginning July 1, 1999.

38 (2) For the budget year beginning July 1, 2001,
39 the greater of the amount of supplementary weighting
40 determined pursuant to paragraph "a", or seventy-five
41 percent of the amount received for the budget year
42 beginning July 1, 1999.

43 (3) For the budget year beginning July 1, 2002,
44 the greater of the amount of supplementary weighting
45 determined pursuant to paragraph "a", or fifty percent
46 of the amount received for the budget year beginning
47 July 1, 1999.

48 (4) For the budget year beginning July 1, 2003,
49 the greater of the amount of supplementary weighting
50 determined pursuant to paragraph "a", or twenty-five

Page 2

1 percent of the amount received for the budget year
2 beginning July 1, 1999.

3 (5) For the budget year beginning July 1, 2004,
4 and succeeding budget years, the amount of
5 supplementary weighting determined pursuant to
6 paragraph "a".

7 If a school district receives an amount pursuant to
8 this paragraph "b" which exceeds the amount the
9 district would otherwise have received pursuant to
10 paragraph "a", the department of management shall
11 annually determine the amount of the excess that would
12 have been state aid and the amount that would have
13 been property tax if the school district had generated

14 that amount pursuant to paragraph "a", and shall
 15 include the amounts in the state aid payments and
 16 property tax levies of school districts. The
 17 department of management shall recalculate the
 18 supplementary weighting amount received each year to
 19 reflect the amount of the reduction in funding from
 20 one budget year to the next pursuant to subparagraphs
 21 (1) through (5)."

Objection was raised.

Wise of Lee moved to suspend the rules to consider amendment H-8144.

Roll call was requested by Wise of Lee and Schrader of Marion.

Rule 75 was invoked.

On the question "Shall the rules be suspended to consider amendment H-8144?" (H.F. 2496)

The ayes were, 43:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Doderer	Dotzler	Drees
Falck	Fallon	Foege	Ford
Frevert	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mertz	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Reynolds	Richardson	Scherrman
Schrader	Shultz	Stevens	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boggess	Bradley
Brauns	Brunkhorst	Carroll	Cormack
Davis	Dix	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Sukup	Sunderbruch	Teig

Thomson
Weidman

Tyrrell
Welter

Van Engelenhoven
Mr. Speaker
Siegrist

Van Fossen

Absent or not voting, 2:

Boddicker

Connors

The motion to suspend the rules lost.

Schrader of Marion rose on a point of order requesting the public hearing scheduled for this evening be moved into the House chamber because of the overflow of people in the meeting room.

The Speaker ruled the meeting could be moved upon the close of debate on the current bill.

Sukup of Franklin in the chair at 7:26 p.m.

Speaker Siegrist in the chair at 7:35 p.m.

Hansen of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2496)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boggess
Bradley	Brauns	Bukta	Carroll
Cataldo	Chiodo	Cphoon	Cormack
Davis	Dix	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds

Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, 1:

Brunkhorst

Absent or not voting, 3:

Boddicker

Connors

Doderer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2496** be immediately messaged to the Senate.

RULE 20 SUSPENDED

Rants of Woodbury asked and received unanimous consent to suspend Rule 20 to allow lobbyists in the House chamber for the public hearing.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 1, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2274, a bill for an act declaring null and void gubernatorial executive orders relating to equal opportunity and affirmative action in state employment and uniform procedures for the waiver of administrative rules and providing an effective date.

Also: That the Senate has on March 1, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2308, a bill for an act relating to harassment via electronic communications and making penalties applicable.

MICHAEL E. MARSHALL, Secretary

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Tuesday, February 29, 2000. Had I been present, I would have voted "aye" on House File 2113.

CATALDO of Polk

I was necessarily absent from the House chamber on March 1, 2000. Had I been present, I would have voted "aye" on House File 2331.

CONNORS of Polk

I was necessarily absent from the House chamber on Tuesday, February 29, 2000. Had I been present, I would have voted "aye" on House File 2113.

JOHNSON of Osceola

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 1, 2000, he approved and transmitted to the Secretary of State the following bill:

Senate File 2193, an act relating to the establishment of a senior living program, including the creation of a senior living trust fund, providing for the development and provision of senior living program information and electronic access, providing for a caregiver support and education program, providing for a senior living insurance policy and incentives study, providing for allocation of the moneys in the senior living trust fund, making appropriations, and providing an effective date, and providing for retroactive applicability.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
Office of Renewable Fuels and Co-Products

The Semi-Annual Report for Fiscal Year 2000 which summarizes activities from July 1, 1999 to December 31, 1999, pursuant to Chapter 159A, Code of Iowa.

DEPARTMENT OF ECONOMIC DEVELOPMENT

An Analysis of the Phaseout of the Machinery, Equipment, and Computers Property Tax: Estimated Impact on Iowa Taxing Districts, pursuant to Chapter 151.87, 1999 Acts of the Seventy-eighth General Assembly.

LEGISLATIVE SERVICE BUREAU

The Final Report of the Loess Hills Study Committee, pursuant to Chapter 119, 1999 Acts of the Seventy-eighth General Assembly.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\406 Marjorie and Melvin Kleinendorst, Waterloo – For celebrating their 50th wedding anniversary.
- 2000\407 Betty and Vernon Calkin, Arnold's Park – For celebrating their 60th wedding anniversary.
- 2000\408 Mauguerite Sheppard, Estherville – For celebrating her 85th birthday.
- 2000\409 Lester Grems, Estherville – For celebrating his 90th birthday.
- 2000\410 Lillian Thompson, Estherville – For celebrating her 90th birthday.
- 2000\411 Helen Fleck, Fayette – For celebrating her 96th birthday.
- 2000\412 Ruth Fuller, Waterloo – For celebrating her 90th birthday.
- 2000\413 Doug Onstot, Indianola – For winning 2nd Place in the 189 lb. weight class in the Class 3-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\414 Dustin Bussanmas, Norwalk – For winning 2nd Place in the 140 lb. weight class in the Class 2-A division of the 2000 Iowa High School State Wrestling Tournament.

2000\415 John and Norma Crosman, Ogden – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 482 Reassigned

Ways and Means: Larson, Chair; Richardson and Teig.

House File 2084

Ways and Means: Jager, Chair; Boal and Jochum.

House File 2347

Ways and Means: Drake, Chair; Osterhaus and Teig.

House File 2484

Ways and Means: Lord, Chair; Boal and Richardson.

House File 2493

Ways and Means: Drake, Chair; Larkin and Teig.

House File 2507

Ways and Means: Jenkins, Chair; Holmes and Myers.

House File 2515

Ways and Means: Jenkins, Chair; Jochum and Teig.

Senate File 2007

Judiciary: Boddicker, Chair; Jager and Shultz.

Senate File 2015

Judiciary: Sunderbruch, Chair; Ford and Millage.

Senate File 2092

Judiciary: Kettering, Chair; Parmenter and Sukup.

Senate File 2112

Judiciary: Jager, Chair; Larson and D. Taylor.

Senate File 2113

State Government: Jochum, Chair; Bradley and Metcalf.

Senate File 2142

Judiciary: Thomson, Chair; Myers and Shey.

Senate File 2143

State Government: O'Brien, Chair; Houser and Jacobs.

Senate File 2145

Judiciary: Raecker, Chair; Jager and Kreiman.

Senate File 2242

State Government: Holmes, Chair; Arnold and T. Taylor.

Senate File 2247

State Government: Jacobs, Chair; Arnold, Cataldo, Davis, Holmes, Jochum and Reynolds.

Senate File 2266

State Government: Arnold, Chair; Bradley and O'Brien.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 589 Reassigned**

Ways and Means: Jager, Chair; Blodgett and Osterhaus.

House Study Bill 750

Appropriations: Nelson-Forbes, Chair; Falck and Heaton.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 751 Ways and Means**

Relating to the designation, valuation, and taxation of property in a horizontal property regime and including an effective date.

H.S.B. 752 Ways and Means

Nullifying amendments to administrative rules of the department of revenue and finance concerning the classification of condominiums for property tax purposes and providing an effective date.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 750), appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2000.

COMMITTEE ON WAYS AND MEANS

House Joint Resolution 2010, a joint resolution affirming the commitment in accordance with Iowa's general fund expenditure limitation law to enactment of a balanced budget that is in conformance with generally accepted accounting principles and that maintains the maximum balances in and foregoes any appropriation from the Iowa economic emergency fund and the cash reserve fund and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2000.

AMENDMENTS FILED

H—8117	H.F.	2510	Blodgett of Cerro Gordo
H—8118	H.F.	2377	Boddicker of Cedar Foege of Linn
H—8119	H.F.	2436	Kreiman of Davis
H—8120	H.F.	2388	Shoultz of Black Hawk
H—8121	H.F.	2521	Raecker of Polk
H—8122	H.F.	2410	Dolecheck of Ringgold
H—8123	H.F.	2392	Warnstadt of Woodbury
H—8124	H.F.	2474	Nelson-Forbes of Marshall
H—8125	H.F.	2323	Kreiman of Davis
H—8126	H.F.	2323	Kreiman of Davis

H—8127	H.F.	2323	Kreiman of Davis
H—8128	H.F.	2323	Kreiman of Davis
H—8129	H.F.	2492	Thomas of Clayton
H—8130	H.F.	2480	Garman of Story
H—8131	H.F.	2163	Kreiman of Davis
H—8132	H.F.	2323	Parmenter of Story
H—8133	H.F.	2323	Parmenter of Story
H—8134	H.F.	2323	Parmenter of Story
H—8135	H.F.	2323	Parmenter of Story
H—8136	H.F.	2498	Blodgett of Cerro Gordo
H—8137	H.F.	2459	Brunkhorst of Bremer
H—8138	H.F.	2249	Heaton of Henry
H—8139	H.F.	2525	Kreiman of Davis
H—8140	H.F.	2410	Dolecheck of Ringgold
H—8141	H.F.	2388	Millage of Scott
H—8142	H.F.	2426	Ford of Polk
H—8143	H.F.	2426	Ford of Polk
H—8145	H.F.	2433	Nelson-Forbes of Marshall
H—8146	H.F.	2423	Jenkins of Black Hawk
H—8147	H.F.	2419	Ford of Polk
H—8148	H.F.	2473	Carroll of Poweshiek
H—8149	H.F.	2249	Heaton of Henry
H—8150	H.F.	2374	Dotzler of Black Hawk Cormack of Webster
H—8151	H.F.	2377	Carroll of Poweshiek Foege of Linn
H—8152	H.F.	2492	Blodgett of Cerro Gordo
H—8153	H.F.	2492	Sunderbruch of Scott Falck of Fayette
H—8154	H.F.	2163	Kreiman of Davis

On motion by Rants of Woodbury the House adjourned at 8:02 p.m., until 8:45 a.m., Thursday, March 2, 2000.

JOURNAL OF THE HOUSE

Fifty-third Calendar Day - Thirty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 2, 2000

The House met pursuant to adjournment at 8:52 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Craig Peters, pastor of Christ United Methodist Church, Davenport.

The Journal of Wednesday, March 1, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Shey of Linn, until his arrival, on request of Rants of Woodbury.

INTRODUCTION OF BILLS

House File 2530, by committee on commerce and regulation, a bill for an act relating to the restructuring of the electric utility industry by providing for consumer choice for certain electric services, making appropriations, providing penalties, and providing an effective date.

Read first time and placed on the **calendar**.

House File 2531, by committee on local government, a bill for an act relating to services provided by county officers including funding for emergency medical services and the disposition of lost property.

Read first time and placed on the **calendar**.

House File 2532, by committee on local government, a bill for an act relating to the use of local sales and services tax revenues received by a county.

Read first time and referred to committee on **ways and means**.

House File 2533, by committee on appropriations, a bill for an act appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and providing an effective date.

Read first time and placed on the **appropriations calendar**.

CONSIDERATION OF BILLS
Regular Calendar

House File 2253, a bill for an act relating to state criminal jurisdiction and to the crimes of escape and absence from custody, was taken up for consideration.

Jager of Black Hawk offered the following amendment H-8096 filed by him and moved its adoption:

H-8096

- 1 Amend House File 2253 as follows:
- 2 1. Page 1, by striking lines 27 and 28, and
- 3 inserting the following: "that specifically prohibits
- 4 conduct wholly outside of the state, and the conduct
- 5 bears a reasonable relation to a legitimate state
- 6 interest, and the person knows or should know that the
- 7 conduct is likely to affect that interest."

Amendment H-8096 was adopted.

Sukup of Franklin in the chair at 9:12 a.m.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2253)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohon

Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 3:

Brauns Connors Shey

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2253** be immediately messaged to the Senate.

House File 2377, a bill for an act providing for access to certain child abuse information by the governor and the general assembly, making penalties and remedies applicable, and including an effective date and applicability provision, was taken up for consideration.

The House stood at ease at 9:42 a.m., until the fall of the gavel.

The House resumed session and consideration of House File 2377, at 10:47 a.m., Speaker pro tempore Sukup in the chair.

Boddicker of Cedar asked and received unanimous consent to withdraw amendment H-8118 filed by him and Foege of Linn on March 1, 2000.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Greimann of Story, for the remainder of the day, on request of Parmenter of Story.

Boddicker of Cedar offered amendment H-8151 filed by Carroll of Poweshiek and Foege of Linn as follows:

H-8151

- 1 Amend House File 2377 as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:
- 4 "Section 1. Section 135.43, subsection 3,
- 5 paragraph e, Code 1999, is amended by striking the
- 6 paragraph.
- 7 Sec. __. Section 135.43, Code 1999, is amended by
- 8 adding the following new subsection:
- 9 NEW SUBSECTION. 3A. The review team shall develop
- 10 protocols for a committee to be appointed by the
- 11 director on an ad hoc basis to immediately review the
- 12 child abuse assessments which involve the death of a
- 13 child under age eighteen. The director shall appoint
- 14 a medical examiner, a pediatrician, and a person
- 15 involved with law enforcement to the committee.
- 16 a. The purpose of the review shall be to determine
- 17 whether the department of human services and others
- 18 involved with the case of child abuse responded
- 19 appropriately. The protocols shall provide for the
- 20 committee to consult with any multidisciplinary team,
- 21 as defined in section 235A.13, that is operating in
- 22 the area in which the death occurred.
- 23 b. The committee shall have access to patient
- 24 records and other pertinent confidential information
- 25 and subject to the restrictions in this subsection may
- 26 redisseminate the confidential information in the
- 27 committee's report.
- 28 c. Upon completion of the review, the committee
- 29 shall issue a report which shall include findings
- 30 concerning the case and recommendations for changes to
- 31 prevent child deaths when similar circumstances exist.
- 32 The report shall include but is not limited to the
- 33 following information, subject to the restrictions
- 34 listed in paragraph "d":

35 (1) The dates, outcomes, and results of any
36 actions taken by the department of human services and
37 others in regard to the report of child abuse.

38 (2) The results of any review of the case
39 performed by a multidisciplinary team, or by any other
40 public entity that reviewed the case.

41 (3) Confirmation of the department of human
42 services' receipt of any report of child abuse
43 involving the child, including confirmation as to
44 whether or not any assessment involving the child was
45 performed in accordance with section 232.71B, the
46 results of any assessment, a description of the most
47 recent assessment and the services offered to the
48 family, the services rendered to the family, and the
49 basis for the department's decisions concerning the
50 case.

Page 2

1 d. Prior to issuing the report, the committee
2 shall consult with the county attorney responsible for
3 prosecution of the alleged perpetrator of the child
4 death. The committee's report shall include child
5 abuse information associated with the case and the
6 child, but is subject to the restrictions applicable
7 to the department of human services for release of
8 information concerning a child fatality or near
9 fatality in accordance with section 235A.15,
10 subsection 9.

11 e. Following the completion of the trial of any
12 alleged perpetrator of the child death, the committee
13 shall issue a supplemental report containing the
14 information that was withheld, in accordance with
15 paragraph "d", so as not to jeopardize the prosecution
16 or the rights of the alleged perpetrator to a fair
17 trial as described in section 235A.15, subsection 9,
18 paragraphs "f" and "g".

19 f. The report shall be submitted to the governor
20 and general assembly.

21 Sec. ____ Section 135.43, subsection 6, paragraph
22 b, Code 1999, is amended to read as follows:

23 b. A person in possession or control of medical,
24 investigative, assessment, or other information
25 pertaining to a child death and child abuse review
26 shall allow the inspection and reproduction of the
27 information by the department upon the request of the
28 department, to be used only in the administration and
29 for the duties of the Iowa child death review team.

30 Information Except as provided for a report on a child
31 death by a committee of the team under subsection 3A
32 and records which are confidential under section 22.7
33 and chapter 235A, and information or records received

34 from the confidential records, remain confidential
 35 under this section. a person does not incur legal
 36 liability by reason of releasing information to the
 37 department as required under and in compliance with
 38 this section."

39 2. Page 1, by striking lines 17 and 18 and
 40 inserting the following:

41 "Sec. __. Section 235A.15, Code Supplement 1999,
 42 is amended by adding the following new subsections:"

43 3. Page 1, line 31, by inserting after the word
 44 "information." the following: "The course completion
 45 requirement is not applicable to an individual who has
 46 comparable training or experience as a mandatory
 47 reporter of child abuse or officer of the juvenile
 48 court."

49 4. Page 2, by striking lines 1 through 8 and
 50 inserting the following: "information under this

Page 3

1. section relating to a specific case of child abuse
 2 involving a fatality or near fatality to a child:
 3 a. The governor or the governor's designee.
 4 b. The member of the senate or employee of the
 5 general assembly designated by the majority leader or
 6 minority leader of the senate.

7 c. The member of the house of representatives or
 8 employee of the general assembly designated by the
 9 speaker or minority leader of the house of
 10 representatives.

11 NEW SUBSECTION. 8. Upon the request of the
 12 governor, the department shall disclose child abuse
 13 information to the governor relating to a specific
 14 case of child abuse reported to the department.

15 NEW SUBSECTION. 9. If the department receives a
 16 request for child abuse information relating to a case
 17 of a fatality or near fatality to a child, within five
 18 business days of receiving the request the director of
 19 human services or the director's designee shall
 20 consult with the county attorney responsible for
 21 prosecution of any alleged perpetrator of the fatality
 22 or near fatality and shall disclose child abuse
 23 information relating to the case and the child in
 24 accordance with this subsection. The director or the
 25 director's designee shall release all child abuse
 26 information associated with the case and the child,
 27 except for the following:

28 a. The substance or content of any mental health
 29 or psychological information that is confidential
 30 under chapter 228.

31 b. Information that constitutes the substance or
 32 contains the content of an attorney work product or is

- 33 a privileged communication under section 622.10.
34 c. Information pertaining to the child, the
35 child's family, or any other person that is not
36 directly related to the cause of the fatality or near
37 fatality.
38 d. Information that would reveal the identity of
39 any individual who provided information relating to a
40 report of child abuse or an assessment of such a
41 report involving the child.
42 e. Information that the director or the director's
43 designee reasonably believes is likely to cause mental
44 or physical harm to a sibling of the child or to
45 another child residing in the child's household.
46 f. Information that the director or the director's
47 designee reasonably believes is likely to jeopardize
48 the prosecution of any alleged perpetrator of the
49 fatality or near fatality.
50 g. Information that the director or the director's

Page 4

- 1 designee reasonably believes is likely to jeopardize
2 the rights of any alleged perpetrator of the fatality
3 or near fatality to a fair trial.
4 h. Information that the director or the director's
5 designee reasonably believes is likely to undermine an
6 ongoing or future criminal investigation.
7 i. Information that is not authorized to be
8 released under federal law or regulation."
9 5. Page 2, by striking lines 11 through 13 and
10 inserting the following:
11 **"NEW SUBSECTION.** 3. For the purposes of this
12 subsection, "subject of a child abuse report" means
13 any individual listed in section 235A.15, subsection
14 2, paragraph "a", other than the attorney or guardian
15 ad litem of such individual. An individual who is the
16 subject of a child abuse report may disseminate to
17 the governor".
18 6. Page 2, line 22, by inserting after the word
19 "department." the following: "The course completion
20 requirement is not applicable to an individual who has
21 comparable training or experience as a mandatory
22 reporter of child abuse or officer of the juvenile
23 court."
24 7. Page 2, by inserting after line 27 the
25 following:
26 "Sec. ____ Section 235A.18, subsection 2, Code
27 Supplement 1999, is amended to read as follows:
28 2. The juvenile or district court and county
29 attorney shall expunge child abuse information upon
30 notice from the registry. The supreme court shall
31 prescribe rules establishing the period of time child

32 abuse information is retained by the juvenile and
 33 district courts. a county attorney shall not retain
 34 child abuse information in excess of the time period
 35 the information would be retained under the rules
 36 prescribed by the supreme court. Child abuse
 37 information relating to a particular case of child
 38 abuse placed in the central registry that a juvenile
 39 or district court determines is unfounded in a written
 40 finding based upon a preponderance of evidence shall
 41 be expunged from the central registry."

42 8. Page 2, by inserting before line 28 the
 43 following:

44 "Sec. ____ **NEW SECTION. 235A.25 ORDER FOR**
 45 **DISCLOSURE OF CHILD ABUSE INFORMATION.**

46 A person whose request for child abuse information
 47 under section 235A.15, subsection 9, is denied may
 48 apply to the juvenile court for an order compelling
 49 disclosure of the information. The application shall
 50 state in reasonable detail the factors in support of

Page 5

1 the application. The juvenile court shall have
 2 jurisdiction to issue the order. a hearing shall be
 3 set immediately upon filing of an application under
 4 this section and subsequent proceedings shall be
 5 accorded priority by other courts. After the court
 6 has reviewed the child abuse information relating to
 7 the case in camera, unless the court finds that a
 8 restriction listed in section 235A.15, subsection 9,
 9 is applicable, the court shall issue an order
 10 compelling disclosure of the child abuse information."
 11 9. By renumbering as necessary.

Ford of Polk offered amendment H-8158, to amendment H-8151,
 filed by him from the floor, division was requested as follows:

H-8158

1 Amend the amendment, H-8151, to House File 2377 as
 2 follows:

H-8158A

3 1. By striking page 2, line 43, through page 3,
 4 line 10, and inserting the following:
 5 " ____ . By striking page 1, line 19, through page
 6 2, line 8."

H-8158B

- 7 2. Page 4, by striking lines 9 through 24 and
 8 inserting the following:
 9 " ____ Page 2, by striking lines 9 through 27.
 10 ____ Page 2, by inserting before line 28 the."

Ford of Polk moved the adoption of amendment H-8158A, to amendment H-8151.

Roll call was requested by Rants of Woodbury and Larson of Linn.

On the question "Shall amendment H-8158A, to amendment H-8151, be adopted?" (H.F. 2377)

The ayes were, 41:

Bell	Bukta	Cataldo	Chiodo
Cphoon	Doderer	Dotzler	Drees
Falck	Foege	Ford	Frevert
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Mundie	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Fallon	Garman
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Horbach	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Martin	Metcalf
Millage	Nelson-Forbes	Raecker	Rants
Rayhons	Shey	Siegrist, Spkr.	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Welter	Sukup, Presiding	

Absent or not voting, 4:

Connors

Greimann

Houser

Weidman

Amendment H-8158A lost.

Speaker Siegrist in the chair at 12:18 p.m.

Ford of Polk asked and received unanimous consent to withdraw amendment H-8158B, to amendment H-8151.

On motion by Boddicker of Cedar, amendment H-8151 was adopted, placing amendment H-8065 filed by Brunkhorst of Bremer on February 28, 2000, out of order.

Kreiman of Davis offered the following amendment H-8071 filed by him and moved its adoption:

H-8071

- 1 Amend House File 2377 as follows:
- 2 1. Page 1, line 6, by inserting after the word
- 3 "faculty" the following: "and includes a serious
- 4 bodily injury as described in section 702.18".

Amendment H-8071 was adopted.

Stevens of Dickinson asked and received unanimous consent to withdraw amendment H-8114 filed by him on February 29, 2000.

Kreiman of Davis asked and received unanimous consent to withdraw the following amendments:

Amendment H-8068 filed by him on February 28, 2000
Amendment H-8089 filed by him on February 29, 2000
Amendment H-8090 filed by him on February 29, 2000
Amendment H-8106 filed by him on February 29, 2000

Ford of Polk asked and received unanimous consent to withdraw amendment H-8112 filed by him on February 29, 2000.

Murphy of Dubuque asked and received unanimous consent to withdraw amendment H-8080 filed by him on February 29, 2000,

placing amendment H-8157, to amendment H-8080, filed by him from the floor, out of order.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2377)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 2:

Greimann Houser

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2377** be immediately messaged to the Senate.

House File 2374, a bill for an act relating to the reversion to the Iowa finance authority of unencumbered moneys received by certain nonprofit corporations from the Iowa finance authority and providing an effective date, was taken up for consideration.

Dotzler of Black Hawk offered amendment H-8115 filed by him and Cormack of Webster as follows:

H-8115

- 1 Amend House File 2374 as follows:
- 2 1. Page 1, by inserting after line 12 the
- 3 following:
- 4 "Sec. __. REVIEW BY THE ATTORNEY GENERAL. The
- 5 attorney general shall investigate and examine any
- 6 compensation and benefits received by the president or
- 7 employees of the Iowa housing corporation since 1991
- 8 which is in addition to any salary and compensation
- 9 received by the president and employees from the Iowa
- 10 housing corporation."
- 11 2. Title page, line 3, by inserting after the
- 12 word "authority" the following: ", an investigation
- 13 by the attorney general".
- 14 3. By renumbering as necessary.

Dotzler of Black Hawk offered the following amendment H-8150, to amendment H-8115, filed by him and Cormack of Webster and moved its adoption:

H-8150

- 1 Amend the amendment H-8115, to House File 2374 as
- 2 follows:
- 3 1. Page 1, by striking lines 4 through 10 and
- 4 inserting the following:
- 5 ""Sec. __. INVESTIGATION. The division of
- 6 criminal investigation of the department of public
- 7 safety shall investigate and examine any compensation
- 8 and benefits received by the president or employees of
- 9 the Iowa housing corporation since 1991 which is for
- 10 service related to applications submitted to any state
- 11 or local governmental entity for funding or tax
- 12 credits for housing projects and that is in addition

13 to any salary and compensation received by the
 14 president and employees from the Iowa housing
 15 corporation. The division of criminal investigation
 16 shall retain the assistance of an accountant, as
 17 necessary, to audit and analyze any information
 18 obtained. Notwithstanding other provisions of law, a
 19 report of this investigation shall be furnished to the
 20 governor, the auditor of state, and the attorney
 21 general and a report of this investigation regarding
 22 civil matters may be furnished to the Iowa finance
 23 authority. This section shall not preclude or prevent
 24 any other investigative rights or duties of another
 25 person, as defined by section 4.1, into the same or
 26 related matters.""
 27 2. Page 1, line 13, by striking the words
 28 "attorney general" and inserting the following:
 29 "division of criminal investigation".

Amendment H-8150 was adopted.

On motion by Dotzler of Black Hawk amendment H-8115, as amended, was adopted.

Cormack of Webster moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2374)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggest	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons

Reynolds	Richardson	Scherrman	Schrader
Shey	Shultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Greimann	Houser	Nelson-Forbes
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2374** be immediately messaged to the Senate.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Siegrist invited the House Pages to the Speaker's station for a special presentation and thanked them for their service to the House of Representatives.

Certificates of excellence for serving with honor and distinction as a House Page during the Second Regular Session of the Seventy-eighth General Assembly were presented to the following Pages by Speaker Siegrist, Majority Leader Christopher Rants of Woodbury and Minority Leader David Schrader of Marion.

Emily Becker	Kimberly Pearson
Amanda Johnson	Eric Pecinovsky
Christopher Jorgensen	Jordan Vaughan
Kelly Kluver	Lanita Williams
Nicole Molt	

House File 754, a bill for an act relating to individual and group accident and sickness insurance, nonprofit health service plans, health maintenance organizations, and Medicare supplemental

insurance policies, by mandating coverage for anesthesia and certain hospital charges associated with the provision of dental care services, was taken up for consideration.

Raecker of Polk offered the following amendment H-8048 filed by the committee on commerce and regulation and moved its adoption:

H-8048

- 1 Amend House File 754 as follows:
- 2 1. By striking everything after the enacting
- 3 clause and inserting the following:
- 4 "Section 1. NEW SECTION. 514C.19 MANDATED
- 5 COVERAGE FOR DENTAL CARE – ANESTHESIA AND CERTAIN
- 6 HOSPITAL CHARGES.
- 7 1. Notwithstanding section 514C.6, and subject to
- 8 the terms and conditions of the policy or contract, a
- 9 policy or contract providing for third-party payment
- 10 or prepayment of health or medical expenses shall
- 11 provide coverage for the administration of general
- 12 anesthesia and hospital or ambulatory surgical center
- 13 charges related to the provision of dental care
- 14 services provided to any of the following covered
- 15 individuals:
- 16 a. A child under five years of age upon a
- 17 determination by a licensed dentist and the child's
- 18 treating physician licensed pursuant to chapter 148,
- 19 150, or 150A, that such child requires necessary
- 20 dental treatment in a hospital or ambulatory surgical
- 21 center due to a dental condition or a developmental
- 22 disability for which patient management in the dental
- 23 office has proved to be ineffective.
- 24 b. Any individual upon a determination by a
- 25 licensed dentist and the individual's treating
- 26 physician licensed pursuant to chapter 148, 150, or
- 27 150A, that such individual has one or more medical
- 28 conditions that would create significant or undue
- 29 medical risk for the individual in the course of
- 30 delivery of any necessary dental treatment or surgery
- 31 if not rendered in a hospital or ambulatory surgical
- 32 center.
- 33 2. Prior authorization of hospitalization or
- 34 ambulatory surgical center for dental care procedures
- 35 may be required in the same manner that prior
- 36 authorization is required for hospitalization for
- 37 other coverages under the contract or policy.
- 38 3. This section applies to the following classes
- 39 of third-party payment provider contracts or policies
- 40 delivered, issued for delivery, continued, or renewed
- 41 in this state on or after July 1, 2000:

- 42 a. Individual or group accident and sickness
 43 insurance providing coverage on an expense-incurred
 44 basis.
 45 b. An individual or group hospital or medical
 46 service contract issued pursuant to chapter 509, 514,
 47 or 514A.
 48 c. An individual or group health maintenance
 49 organization contract regulated under chapter 514B.
 50 d. Any other entity engaged in the business of

Page 2

- 1 insurance, risk transfer, or risk retention, which is
 2 subject to the jurisdiction of the commissioner.
 3 e. A plan established pursuant to chapter 509a for
 4 public employees.
 5 f. An organized delivery system licensed by the
 6 director of public health.
 7 4. This section shall not apply to accident only,
 8 specified disease, short-term hospital or medical,
 9 hospital confinement indemnity, credit, dental,
 10 vision, Medicare supplement, long-term care, basic
 11 hospital and medical-surgical expense coverage as
 12 defined by the commissioner, disability income
 13 insurance coverage, coverage issued as a supplement to
 14 liability insurance, workers' compensation or similar
 15 insurance, or automobile medical payment insurance."
 16 2. Title page, by striking lines 2 and 3 and
 17 inserting the following: "insurance, nonprofit health
 18 service plans, and health maintenance organizations,".

The committee amendment H-8048 was adopted.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 754)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greiner	Grundberg

Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Greimann	Houser	Nelson-Forbes
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2492, a bill for an act relating to certain state and municipal agencies by making changes relating to the provision of and training for fire protection service and emergency medical service and by amending the powers and duties of townships and township officers, was taken up for consideration.

Thomas of Clayton offered the following amendment H-8129 filed by him and moved its adoption:

H-8129

- 1 Amend House File 2492 as follows:
- 2 1. Page 4, line 2, by striking the word "nine"
- 3 and inserting the following: "ten".
- 4 2. Page 4, by inserting after line 13, the
- 5 following:
- 6 "f. One member from the Iowa emergency medical
- 7 services association."
- 8 3. Page 4, line 14, by striking the word "ninth"
- 9 and inserting the following: "tenth".
- 10 4. Page 4, line 20, by striking the word "two"
- 11 and inserting the following: "three".

- 12 5. Page 4, line 30, by striking the word "Five"
13 and inserting the following: "Six".
14 6. Page 4, line 35, by striking the word "five"
15 and inserting the following: "six".

Amendment H-8129 was adopted.

Blodgett of Cerro Gordo offered amendment H-8152 filed by him
as follows:

H-8152

- 1 Amend House File 2492 as follows:
2 1. Page 9, by striking lines 22 through 25, and
3 inserting the following: "representative."
4 2. By striking page 9, line 26, through page 10,
5 line 6, and inserting the following:
6 "Sec. 100. NEW SECTION. 100B.9 EQUIPMENT.
7 Equipment owned by Iowa state university and used
8 exclusively to conduct fire service training or
9 classes shall transfer on the effective date of this
10 Act to the department of public safety. This
11 equipment includes breathing apparatus, fire
12 suppression gear, mobile equipment, and training
13 records."
14 3. Page 16, by striking lines 8 and 9, and
15 inserting the following:
16 "Sec. 101. Section 43.21, Code 1999, is repealed.
17 Sec. 102. Sections 266.40 through 266.46, Code
18 1999, are repealed contingent upon cessation of the
19 operation of section 103 of this Act.
20 Sec. 103. APPLICABILITY. The duties and
21 responsibilities of the fire service training bureau
22 as provided in section 100B.6 and the duties and
23 responsibilities of the administrator of the fire
24 service training bureau as provided in section 100B.7
25 and other duties of the training bureau and its
26 administrator as prescribed by the state fire service
27 and emergency response council shall remain with the
28 fire service institute located at Iowa state
29 university of science and technology until such time
30 as the department of public safety has secured
31 adequate facilities to carry out such duties and
32 responsibilities. Sections 15 and 100 of this Act,
33 enacting sections 100B.8 and 100B.9, shall not be
34 implemented until this section is no longer
35 applicable."
36 4. By renumbering and correcting internal
37 references as necessary.

Huser of Polk offered the following amendment H-8160, to amendment H-8152, filed by her and Sunderbruch of Scott from the floor and moved its adoption:

H-8160

- 1 Amend the amendment, H-8152, to House File 2492 as
- 2 follows:
- 3 1. Page 1, by striking lines 4 through 35, and
- 4 inserting the following:
- 5 " _____. Page 9, line 28, by striking the figure
- 6 "2005" and inserting the following: "2003".
- 7 _____. Page 16, by striking line 8, and inserting
- 8 the following:
- 9 "Sec. _____. Sections 266.40 through 266.46, "."
- 10 2. By renumbering as necessary.

Amendment H-8160 was adopted.

On motion by Blodgett of Cerro Gordo amendment H-8152, as amended, was adopted.

Sunderbruch of Scott asked and received unanimous consent to withdraw amendment H-8153 filed by him and Falck of Fayette on March 1, 2000.

Huser of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2492)

The ayes were, 94:

Alons	Arnold	Barry	Bell
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman

Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Mundie	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 6:

Baudler	Greimann	Houser	Millage
Nelson-Forbes	Witt		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 754 and 2492.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2241, a bill for an act relating to the consolidation of certain criminal offenses concerning computer access, damage, or theft, video rental theft, election bribery, and voting duress.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2243, a bill for an act relating to the placement in treatment programs of offenders sentenced for operating while intoxicated violations.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2245, a bill for an act relating to penalties for city and county ordinances and to scheduled violations.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2246, a bill for an act relating to the accumulation of credit upon an inmate's sentence for Iowa inmates incarcerated in another jurisdiction.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2276, a bill for an act relating to the application of earned time credits against a criminal sentence and providing an effective date.

MICHAEL E. MARSHALL, Secretary

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Thursday, March 2, 2000. Had I been present, I would have voted "aye" on House File 2253.

BRAUNS of Muscatine

I was necessarily absent from the House chamber on Thursday, March 2, 2000. Had I been present, I would have voted "aye" on House File 2253.

SHEY of Linn

I was necessarily absent from the House chamber on March 2, 2000. Had I been present, I would have voted "aye" on House File 2492.

WITT of Black Hawk

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

One hundred ten students from Urbandale Middle School, accompanied by Mrs. Raker. By Raecker and Metcalf of Polk.

Forty-five students from North High School, Sioux City, accompanied by James Blake. By Warnstadt and Whitead of Woodbury.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\416 Benjamin Wilson, Cedar Falls – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\417 Ruth and Ken Carmichael, Brooklyn – For celebrating their 60th wedding anniversary.
- 2000\418 Elizabeth and Gerald Van Hemert, Sully – For celebrating their 50th wedding anniversary.
- 2000\419 Mary Gritsch, Grinnell – For celebrating her 90th birthday.
- 2000\420 Jessie Saunders, Manilla – For celebrating her 80th birthday.
- 2000\421 Ray Ferry, Manilla – For celebrating his 97th birthday.
- 2000\422 Alma Perry, Manilla – For celebrating her 87th birthday.
- 2000\423 Ruby and Ray Ferry, Manilla – For celebrating their 76th wedding anniversary.
- 2000\424 Carmel and Bill Head, Dow City – For celebrating their 65th wedding anniversary.
- 2000\425 Inez Rostermundt, Manilla – For celebrating her 80th birthday.

SUBCOMMITTEE ASSIGNMENTS

House File 2380 Reassigned

Appropriations: Dix, Chair; Horbach and Mertz.

Senate File 2090

Environmental Protection: Bradley, Chair; Gipp and Witt.

Senate File 2164

Transportation: Warnstadt, Chair; Johnson and Welter.

Senate File 2266 Reassigned

State Government: Bradley, Chair; Arnold and O'Brien.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 550), relating to the allocation to Iowa of income earned by an S corporation for purposes of the state individual income tax and including a retroactive applicability date provision.

Fiscal Note is not required.

Recommended **Do Pass** March 1, 2000.

AMENDMENTS FILED

H—8155	H.F.	2438	Brunkhorst of Bremer Hahn of Muscatine
H—8156	H.F.	2518	Larson of Linn Kreiman of Davis
H—8159	H.F.	2498	Bradley of Clinton
H—8161	H.F.	2522	Warnstadt of Woodbury Raecker of Polk
H—8162	H.F.	2229	Mertz of Kossuth Boddicker of Cedar
H—8163	H.F.	2498	Barry of Harrison
H—8164	H.F.	2389	Kreiman of Davis
H—8165	H.F.	2491	Alons of Sioux
H—8166	H.F.	2506	Carroll of Poweshiek

H—8167 H.F. 2409 Jochum of Dubuque

On motion by Rants of Woodbury the House adjourned at 2:53 p.m., until 9:30 a.m., Friday, March 3, 2000.

JOURNAL OF THE HOUSE

Fifty-fourth Calendar Day -- Thirty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 3, 2000

The House met pursuant to adjournment at 9:30 a.m., Speaker Siegrist in the chair.

Prayer was offered by Speaker Siegrist.

The Journal of Thursday, March 2, 2000 was approved.

INTRODUCTION OF BILLS

House File 2534, by committee on judiciary, a bill for an act relating to electronic communications constituting the crime of harassment.

Read first time and placed on the **calendar**.

House File 2535, by committee on ways and means, a bill for an act relating to the allocation to Iowa of income earned by an S corporation for purposes of the state individual income tax and including a retroactive applicability date provision.

Read first time and placed on the **ways and means calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2078, a bill for an act relating to the definition of theft.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2265, a bill for an act to provide an additional sentence of parole or work release for certain persons who commit the crime of lascivious acts with a child.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2282, a bill for an act relating to a criminal sentence subject to the maximum accumulation of good time credits of fifteen percent of the total sentence of confinement.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2325, a bill for an act relating to the crimes of burglary and forgery.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2360, a bill for an act relating to the authority of the department of human services involving state institutions and employee and volunteer background checks.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2368, a bill for an act relating to the family investment program and associated provisions.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2372, a bill for an act relating to certain providers of consumer services by eliminating the registration requirement for physical exercise clubs, making social referral service providers subject to provisions relating to door-to-door sales, and making penalties applicable.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2373, a bill for an act relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens.

Also: That the Senate has on March 2, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2409, a bill for an act relating to the operation and regulation of insurance companies, mutual insurance associations, benevolent associations, health maintenance organizations, and other insurance or risk-assuming entities, including the rights and duties of such entities and the powers and authority of the insurance commissioner and providing effective dates.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2241, by committee on judiciary, a bill for an act relating to the consolidation of certain criminal offenses concerning computer access, damage, or theft, video rental theft, election bribery, and voting duress.

Read first time and referred to committee on **judiciary**.

Senate File 2243, by committee on judiciary, a bill for an act relating to the placement in treatment programs of offenders sentenced for operating while intoxicated violations.

Read first time and referred to committee on **judiciary**.

Senate File 2245, by committee on judiciary, a bill for an act relating to penalties for city and county ordinances and to scheduled violations.

Read first time and referred to committee on **judiciary**.

Senate File 2246, by committee on judiciary, a bill for an act relating to the accumulation of credit upon an inmate's sentence for Iowa inmates incarcerated in another jurisdiction.

Read first time and **passed on file**.

Senate File 2276, by committee on judiciary, a bill for an act relating to the application of earned time credits against a criminal sentence and providing an effective date.

Read first time and referred to committee on **judiciary**.

Senate File 2308, by committee on judiciary, a bill for an act relating to harassment via electronic communications and making penalties applicable.

Read first time and **passed on file**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on March 2, 2000. Had I been present, I would have voted "aye" on House File 2492.

BAUDLER of Adair

SUBCOMMITTEE ASSIGNMENTS

Senate File 2052

Judiciary: Kettering, Chair; Parmenter and Sunderbruch.

Senate File 2079

Judiciary: Thomson, Chair; Davis and Shoultz.

RESOLUTION FILED

HR 110, by Connors, Siegrist, and Schrader, a resolution honoring pianist Roger Williams.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8169	H.F.	2041	Raecker of Polk
H—8170	H.F.	2421	Baudler of Adair
H—8171	H.F.	2409	Jochum of Dubuque

On motion by Hansen of Pottawattamie the House adjourned at 9:34 a.m., until 1:00 p.m., Monday, March 6, 2000.

JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day - Thirty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 6, 2000

The House met pursuant to adjournment at 1:05 p.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Steven Teske, pastor of Trinity Lutheran Church, Shenandoah.

The Journal of Friday, March 3, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Grant Wood All City Drum Corps, directed by Slayton Thompson, Cedar Rapids.

SENATE MESSAGES CONSIDERED

Senate File 2078, by Maddox, a bill for an act relating to the definition of theft.

Read first time and referred to committee on **judiciary**.

Senate File 2265, by committee on judiciary, a bill for an act to provide an additional sentence of parole or work release for certain persons who commit the crime of lascivious acts with a child.

Read first time and referred to committee on **judiciary**.

Senate File 2282, by committee on judiciary, a bill for an act relating to a criminal sentence subject to the maximum accumulation of good time credits of fifteen percent of the total sentence of confinement.

Read first time and referred to committee on **judiciary**.

Senate File 2325, by committee on judiciary, a bill for an act relating to the crimes of burglary and forgery.

Read first time and referred to committee on **judiciary**.

Senate File 2360, by committee on human resources, a bill for an act relating to the authority of the department of human services involving state institutions and employee and volunteer background checks.

Read first time and referred to committee on **human resources**.

Senate File 2368, by committee on human resources, a bill for an act relating to the family investment program and associated provisions.

Read first time and **passed on file**.

Senate File 2372, by committee on judiciary, a bill for an act relating to certain providers of consumer services by eliminating the registration requirement for physical exercise clubs, making social referral service providers subject to provisions relating to door-to-door sales, and making penalties applicable.

Read first time and referred to committee on **judiciary**.

Senate File 2373, by committee on business and labor relations, a bill for an act relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens.

Read first time and **passed on file**.

Senate File 2409, by committee on commerce, a bill for an act relating to the operation and regulation of insurance companies, mutual insurance associations, benevolent associations, health maintenance organizations, and other insurance or risk-assuming entities, including the rights and duties of such entities and the powers and authority of the insurance commissioner and providing effective dates.

Read first time and referred to committee on **commerce and regulation**.

PETITION FILED

The following petition was received and placed on file:

By T. Taylor of Linn, from fifty-one Taylor elementary students favoring the Governor and the Department of Natural Resources proposals to place a moratorium on new and expanded large scale animal confinements in Iowa until we know exactly what is in our waterways and how we can protect them for the future.

ADOPTION OF HOUSE RESOLUTION 110

Connors of Polk called up for consideration House Resolution 110, a resolution honoring pianist Roger Williams, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATIONS

Connors of Polk introduced to the House the world renown pianist Roger Williams. Mr. Williams grew up in Des Moines and is best known by his recording of "Autumn Leaves", which continues to stand as the greatest selling piano recording of all time. Mr. Williams briefly addressed and performed five of his favorite songs for the House.

The House rose and expressed its appreciation.

Sunderbruch of Scott introduced to the House, Miss Iowa, Jennifer Caudle of Davenport. She briefly addressed the House regarding her interest in the potential for students in music and the arts.

The House rose and expressed its welcome.

On motion by Jacobs of Polk, the House was recessed at 1:35 p.m., until 3:30 p.m.

AFTERNOON SESSION

The House reconvened at 3:33 p.m., Carroll of Poweshiek in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty-five members present, thirty-five absent.

CONSIDERATION OF BILLS
Regular Calendar

House File 2280, a bill for an act requiring the director of the department of education to develop and administer an operation recognition program, was taken up for consideration.

Shey of Linn offered the following amendment H-8110 filed by him and moved its adoption:

H-8110

- 1 Amend House File 2280 as follows:
- 2 1. Page 1, by striking lines 9 through 14 and
- 3 inserting the following: "commission shall jointly
- 4 develop an application procedure, distribute
- 5 applications, and publicize the program to school
- 6 districts, accredited nonpublic schools, county
- 7 commissions of veterans affairs, veterans
- 8 organizations, and state, regional, and local media.
- 9 All honorably".
- 10 2. Page 1, line 19, by striking the word "The".
- 11 3. Page 1, by striking lines 20 through 30 and
- 12 inserting the following: "Upon approval of an
- 13 application, the department shall issue an honorary
- 14 high school diploma for an eligible veteran. The
- 15 diploma shall indicate the veteran's school of
- 16 attendance. The department and the commission shall
- 17 work together to provide school districts, schools,
- 18 communities, and county commissions of veterans
- 19 affairs with information about hosting a diploma
- 20 ceremony on or around Veterans Day. The diploma shall
- 21 be mailed to the veteran or, if the veteran is
- 22 deceased, to the veteran's family."

Amendment H-8110 was adopted.

Shey of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2280)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Doderer	Gipp	Parmenter
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2333, a bill for an act relating to authorization to provide emergency and nonemergency medical care services, was taken up for consideration.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2333)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Doderer	Gipp	Parmenter
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2385, a bill for an act providing for establishment of a statewide organ and tissue donor registry, was taken up for consideration.

Blodgett of Cerro Gordo offered the following amendment H-8084 filed by him and moved its adoption:

H-8084

- 1 Amend House File 2385 as follows:
 2 1. Page 1, by inserting before line 1 the
 3 following:
 4 "Section 1. Section 142C.15, subsection 4,
 5 paragraph a, Code 1999, is amended to read as follows:
 6 a. Not more than twenty percent of the moneys in
 7 the fund annually may be expended in the form of
 8 grants to state agencies or to nonprofit legal
 9 entities with an interest in anatomical gift public
 10 awareness and transplationation to conduct public
 11 awareness projects or to research and develop a
 12 statewide organ and tissue donor registry. Grants
 13 shall be made based upon the submission of a grant
 14 application by an agency or entity to conduct a public
 15 awareness project or to research and develop a
 16 statewide organ and tissue donor registry."
 17 2. By renumbering as necessary.

Amendment H-8084 was adopted.

Blodgett of Cerro Gordo moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2385)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevrt	Garman
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens

Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Gipp	Parmenter
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2280, 2333 and 2385.**

House File 2277, a bill for an act relating to hunting preserves by eliminating regulations applicable to certain animals classified as livestock, with report of committee recommending passage, was taken up for consideration.

Mertz of Kossuth offered the following amendment H-8107 filed by her and moved its adoption:

H-8107

- 1 Amend House File 2277 as follows:
- 2 1. Page 1, line 1, by striking the word and
- 3 figure "159.16, Code" and inserting the following:
- 4 "159.5, Code Supplement".

Amendment H-8107 was adopted.

Mertz of Kossuth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2277)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiudo	Cphoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Holveck	Parmenter
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2277** be immediately messaged to the Senate.

House File 2312, a bill for an act relating to the regulation of certain low-speed vehicles and making a penalty applicable, was taken up for consideration.

SENATE FILE 2330 SUBSTITUTED FOR HOUSE FILE 2312

Eddie of Buena Vista asked and received unanimous consent to substitute Senate File 2330 for House File-2312.

Senate File 2330, a bill for an act relating to the regulation of certain low-speed vehicles and making a penalty applicable, was taken up for consideration.

Eddie of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2330)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cphoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Carroll,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Hoffman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2312 WITHDRAWN

Eddie of Buena Vista asked and received unanimous consent to withdraw House File 2312 from further consideration by the House.

House File 2281, a bill for an act relating to procedures for discontinuance of a city, was taken up for consideration.

SENATE FILE 2091 SUBSTITUTED FOR HOUSE FILE 2281

Alons of Sioux asked and received unanimous consent to substitute Senate File 2091 for House File 2281.

Senate File 2091, a bill for an act relating to procedures for discontinuance of a city, was taken up for consideration.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2091)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher

May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Carroll, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2281 WITHDRAWN

Alons of Sioux asked and received unanimous consent to withdraw House File 2281 from further consideration by the House.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2091 and 2330.**

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on March 6, 2000. Had I been present, I would have voted "aye" on Senate File 2330.

HOFFMAN of Crawford

I was necessarily absent from the House chamber on Thursday, March 2, 2000. Had I been present, I would have voted "aye" on House Files 754, 2374 and 2492.

NELSON-FORBES of Marshall

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-five female students from Simpson College. By Thomson of Linn.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\426 Stanley and Arlise Anderson, Sioux City – For celebrating their 50th wedding anniversary.
- 2000\427 Edith Randels, Grinnell – For celebrating her 88th birthday.
- 2000\428 Elsie and Daryl Minner, Montezuma – For celebrating their 50th wedding anniversary.
- 2000\429 Dorthy and Ralph Fleener, Grinnell – For celebrating their 63rd wedding anniversary.
- 2000\430 Grace Krumm, Grinnell – For celebrating her 90th birthday.
- 2000\431 Nick Cole, Riverside – For winning 1st place in the 135 lb. weight class in the Class 1-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\432 Frances E. Dickerson, Davenport – For celebrating her 90th birthday.
- 2000\433 Howard Freeman, Bedford – For celebrating his 100th birthday.
- 2000\434 Harold "Bibs" Minard, Clarinda – For celebrating his 91st birthday.
- 2000\435 Nellie Perry, Shenandoah – For celebrating her 91st birthday.
- 2000\436 Eleanor Welsh, Lake View – For celebrating her 92nd birthday.
- 2000\437 Sophie Haradon, Sac City – For celebrating her 91st birthday.
- 2000\438 Rosella Nehring, Sac City – For celebrating her 80th birthday.
- 2000\439 Ann Pithan, Danbury – For celebrating her 90th birthday.

- 2000\440 Lenore Henrich, Wall Lake – For celebrating her 89th birthday.
- 2000\441 Rosemary and Gordan Cowan, Clinton – For celebrating their 55th wedding anniversary.
- 2000\442 Minnie Wohlers, Missouri Valley – For celebrating her 100th birthday.
- 2000\443 Marie Gilmore, Missouri Valley – For celebrating her 100th birthday.
- 2000\444 Elsie Manson, Independence – For celebrating her 94th birthday.
- 2000\445 Letha Bunn, Maynard – For celebrating her 90th birthday.
- 2000\446 Evelyn and Wilbur Bender, Independence – For celebrating their 65th wedding anniversary.
- 2000\447 Eileen Weidemann, Hawkeye – For celebrating her 80th birthday.
- 2000\448 JoAnn and LeRoy DeReus, Newton – For celebrating their 50th wedding anniversary.
- 2000\449 Mr. and Mrs. Arthur Ballanger, Moulton – For celebrating their 70th wedding anniversary.
- 2000\450 Audrey and Cecil Lockridge, Russell – For celebrating their 50th wedding anniversary.
- 2000\451 Erville and Robert Pettinger, Russell – For celebrating their 60th wedding anniversary.
- 2000\452 Taylor Wood, Chariton – For winning 1st place in the 130 lb. weight class in the Class 2-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\453 Wilbur Kunze, Soldier – For celebrating his 80th birthday.
- 2000\454 Helma and William Ladwig, Denison – For celebrating their 60th wedding anniversary.
- 2000\455 Joan and Robert Miller, Onawa – For celebrating their 50th wedding anniversary.
- 2000\456 Hubert Wilken, Westside – For celebrating his 90th birthday.
- 2000\457 La Verne Strait, Charter Oak – For celebrating his 80th birthday.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 751

Ways and Means: Drake, Chair; Doderer and Holmes.

House Study Bill 752

Ways and Means: Drake, Chair; Doderer and Holmes.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON TRANSPORTATION

Senate File 2147, a bill for an act relating to motor vehicles, including motor vehicle enforcement, titling, and registration, the renewal of certain licenses related to selling vehicles, and motor carrier regulation, making penalties applicable, and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8180** March 2, 2000.

AMENDMENTS FILED

H-8172	H.F.	2459	Blodgett of Cerro Gordo
H-8173	H.F.	2534	Kettering of Sac
H-8174	H.F.	2457	Thomas of Clayton
H-8175	H.F.	2533	Grundberg of Polk
H-8176	H.F.	2530	Wise of Lee
H-8177	H.F.	2519	Sunderbruch of Scott Larson of Linn
H-8178	H.F.	2421	Baudler of Adair
H-8179	H.F.	2528	Johnson of Osceola
H-8180	S.F.	2147	Committee on Transportation
H-8181	H.F.	2454	Davis of Wapello
H-8182	H.F.	2530	Metcalf of Polk Chiodo of Polk
H-8183	H.F.	2470	Kreiman of Davis
H-8184	H.F.	2486	Myers of Johnson
H-8185	H.F.	2410	Dolecheck of Ringgold
H-8186	S.F.	2248	Dolecheck of Ringgold
H-8187	H.F.	2418	Blodgett of Cerro Gordo
H-8188	H.F.	2471	Ford of Polk

H—8189	H.F.	2491	Weigel of Chickasaw
H—8190	H.F.	2491	Weigel of Chickasaw
H—8191	H.F.	2491	Weigel of Chickasaw
H—8192	H.F.	2491	Weigel of Chickasaw
H—8193	H.F.	2433	Fallon of Polk
H—8194	H.F.	2249	Heaton of Henry
H—8195	H.F.	2491	Weigel of Chickasaw
H—8196	H.F.	2476	Blodgett of Cerro Gordo
H—8197	H.F.	2528	Fallon of Polk

On motion by Rants of Woodbury the House adjourned at 4:27 p.m., until 8:45 a.m., Tuesday, March 7, 2000.

JOURNAL OF THE HOUSE

Fifty-eighth Calendar Day – Thirty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 7, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Pike, pastor of Martelle Christian Church, Martelle.

The Journal of Monday, March 6, 2000 was approved.

INTRODUCTION OF BILL

House File 2536, by Fallon, a bill for an act relating to the assessing of a service charge in lieu of property taxes for the providing of police and fire protection by a city for real property which is totally or partially exempt from property tax, including government-owned real property, and property of certain nonprofit institutions and societies, and providing an applicability date.

Read first time and referred to committee on **ways and means**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 6, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2047, a bill for an act relating to the powers and duties of county officers with respect to county warrants.

Also: That the Senate has on March 6, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2146, a bill for an act relating to the appearance in court and the release from custody of certain criminal defendants.

Also: That the Senate has on March 6, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2200, a bill for an act providing for the establishment of protected cells by domestic insurers.

Also: That the Senate has on March 6, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2251, a bill for an act providing for county agricultural extension councils' use of moneys in the county agricultural extension education fund.

Also: That the Senate has on March 6, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2300, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty.

Also: That the Senate has on March 6, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2302, a bill for an act relating to programs and public health issues under the purview of the Iowa department of public health and the appropriation of certain fees to the department.

Also: That the Senate has on March 6, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2314, a bill for an act relating to communicable and infectious diseases and providing penalties.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2047, by committee on local government, a bill for an act relating to the powers and duties of county officers with respect to county warrants.

Read first time and referred to committee on **local government**.

Senate File 2146, by committee on judiciary, a bill for an act relating to the appearance in court and the release from custody of certain criminal defendants.

Read first time and referred to committee on **judiciary**.

Senate File 2251, by committee on local government, a bill for an act providing for county agricultural extension councils' use of moneys in the county agricultural extension education fund.

Read first time and referred to committee on **local government**.

Senate File 2300, by committee on natural resources and environment, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty.

Read first time and **passed on file**.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 101

Dolecheck of Ringgold offered the following House Memorial Resolution 101 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 101

Whereas, The Honorable Lorne R. Worthington, of Decatur County, Iowa, who was a member of the Sixtieth general assembly, passed away August 21, 1999; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Dolecheck of Ringgold, Arnold of Lucas and Schrader of Marion.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 102

Nelson-Forbes of Marshall offered the following House Memorial Resolution 102 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 102

Whereas, The Honorable Glenn F. Brockett, of Marshall County, Iowa, who was a member of the Sixty-fifth, Sixty-sixth, and Sixty-seventh general assemblies, passed away July 20, 1999; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Nelson-Forbes of Marshall, Dotzler of Black Hawk and Garman of Story.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 103

Frevert of Palo Alto offered the following House Memorial Resolution 103 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 103

Whereas, The Honorable Daniel P. Fogarty, of Palo Alto County, Iowa, who was a member of the Seventieth, Seventy-first, Seventy-second, Seventy-third, Seventy-fourth, and Seventy-fifth general assemblies, passed away November 28, 1999; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Frevert of Palo Alto, Eddie of Buena Vista and Mertz of Kossuth.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 104

Frevert of Palo Alto offered the following House Memorial Resolution 104 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 104

Whereas, The Honorable William R. Gillette, of Clay County, Iowa, who was a member of the Sixty-first general assembly, passed away July 25, 1999; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Frevert of Palo Alto, Eddie of Buena Vista and Mertz of Kossuth.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 105

Johnson of Osceola offered the following House Memorial Resolution 105 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 105

Whereas, The Honorable Ingwer L. Hansen, of O'Brien County, Iowa, who was a member of the Sixty-fifth, Sixty-sixth, Sixty-seventh, and Sixty-eighth general assemblies, passed away February 7, 2000; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Johnson of Osceola, Stevens of Dickinson and Huseman of Cherokee.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 106

Rayhons of Hancock offered the following House Memorial Resolution 106 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 106

Whereas, The Honorable Curtis G. Riehm, of Hancock County, Iowa, who was a member of the Fifty-sixth and Fifty-seventh general assemblies, passed away August 24, 1998; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Rayhons of Hancock, Mertz of Kossuth and Blodgett of Cerro Gordo.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 107

Johnson of Osceola offered the following House Memorial Resolution 107 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 107

Whereas, The Honorable Howard N. Sokol, of Osceola County, Iowa, who was a member of the Sixtieth general assembly, passed away January 2, 1999; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Johnson of Osceola, Stevens of Dickinson and Huseman of Cherokee.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 108

Greiner of Washington offered the following House Memorial Resolution 108 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 108

Whereas, The Honorable Harvey W. Ware, of Wapello County, Iowa, who was a member of the Fifty-ninth general assembly, passed away August 20, 1998; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Greiner of Washington, Reynolds of Van Buren and Davis of Wapello.

ADOPTION OF HOUSE MEMORIAL RESOLUTION 109

Boddicker of Cedar offered the following House Memorial Resolution 109 and moved its adoption:

HOUSE MEMORIAL RESOLUTION 109

Whereas, The Honorable Herbert C. Hinkhouse, of Cedar County, Iowa, who was a member of the Sixty-sixth, Sixty-seventh, and Sixty-eighth general assemblies, passed away February 27, 2000; *Now Therefore*,

Be It Resolved by the House of Representatives, That a committee of three be appointed by the Speaker of the House to prepare suitable resolutions commemorating his life, character and service to the state.

The motion prevailed and the Speaker appointed as such committee Boddicker of Cedar, Doderer of Johnson and Johnson of Osceola.

CONSIDERATION OF BILLS Regular Calendar

House File 2410, a bill for an act relating to the college student aid commission's membership, duties, and authority, and related federal employment reports, was taken up for consideration.

Dolecheck of Ringgold offered the following amendment H-8185 filed by him and moved its adoption:

H-8185

- 1 Amend House File 2410 as follows:
- 2 1. By striking page 3, line 27 through page 4,
- 3 line 8.
- 4 2. By striking page 4, line 27 through page 5,
- 5 line 14.
- 6 3. Page 5, by striking lines 21 through 26.
- 7 4. By renumbering as necessary.

Amendment H-8185 was adopted, placing amendment H-8122 filed by Dolecheck of Ringgold on March 1, 2000, out of order.

Dolecheck of Ringgold asked and received unanimous consent to withdraw amendment H-8140 filed by him on March 1, 2000.

SENATE FILE 2248 SUBSTITUTED FOR HOUSE FILE 2410

Dolecheck of Ringgold asked and received unanimous consent to substitute Senate File 2248 for House File 2410.

Senate File 2248, a bill for an act relating to the college student aid commission's membership, duties, and authority, and related federal employment reports, was taken up for consideration.

Dolecheck of Ringgold offered the following amendment H-8186 filed by him and moved its adoption:

H-8186

1 Amend Senate File 2248, as passed by the Senate, as
2 follows:

3 1. Page 3, by inserting after line 26 the
4 following:

5 "Sec. ____ Section 261.19B, Code 1999, is amended
6 to read as follows:

7 261.19B OSTEOPATHIC LOAN PHYSICIAN RECRUITMENT
8 REVOLVING FUND.

9 An osteopathic ~~loan~~ physician recruitment revolving
10 fund is created in the state treasury as a separate
11 fund under the control of the commission. The
12 commission shall deposit payments made by osteopathic
13 ~~loan~~ physician recruitment recipients and the proceeds
14 from the sale of osteopathic loans into the
15 osteopathic loan revolving fund. Moneys credited to
16 the fund shall be used to supplement moneys
17 appropriated for the osteopathic ~~forgivable loan~~
18 physician recruitment program, for loan forgiveness to
19 eligible physicians and to pay for loan or interest
20 repayment defaults by eligible physicians.
21 Notwithstanding section 8.33, any balance in the fund
22 on June 30 of any fiscal year shall not revert to the
23 general fund of the state."

24 2. Page 4, by inserting after line 9 the
25 following:

26 "Sec. ____ Section 261.86, subsection 2, Code
27 Supplement 1999, is amended to read as follows:

28 2. The amount of educational Educational
29 ~~assistance received by a national guard member paid~~
30 ~~pursuant to this section shall be determined by the~~
31 ~~adjutant general and shall not exceed the resident~~
32 ~~tuition rate established for institutions of higher~~
33 ~~learning under the control of the state board of~~
34 ~~regents. If the amount appropriated in a fiscal year~~
35 ~~for purposes of this section is insufficient to~~
36 ~~provide educational assistance to all national guard~~
37 ~~members who apply for the program and who are~~
38 ~~determined by the adjutant general to be eligible for~~
39 ~~the program, the adjutant general shall, in~~
40 ~~coordination with the commission, determine the amount~~
41 ~~distribution of educational assistance each eligible~~
42 ~~guard member shall receive. However, educational~~
43 ~~assistance paid to an eligible national guard member~~
44 ~~pursuant to this section shall not be less than an~~
45 ~~amount equal to fifty percent of the resident tuition~~
46 ~~rate established for institutions of higher learning~~

47 under the control of the state board of regents or
48 fifty percent of the tuition rate at the institution
49 attended by the national guard member, whichever is
50 lower. The adjutant general shall not determine

Page 2

1 Neither eligibility nor educational assistance amounts
2 determinations shall be based upon a national guard
3 member's unit, the location at which drills are
4 attended, or whether the eligible individual is a
5 member of the Iowa army or air national guard."

6 3. Page 5, by inserting after line 15 the
7 following:
8 "Sec. ___. Section 261B.3A, Code 1999, is amended
9 to read as follows:

10 261B.3a REQUIREMENT.
11 a-In order to register, a school offering courses
12 or programs of study leading to a degree in the state
13 of Iowa shall be accredited by an agency or
14 organization approved or recognized by the United
15 States department of education or a successor agency
16 and be approved for operation by the appropriate state
17 agencies in all other states in which it operates or
18 maintains a presence college student aid commission.

19 Sec. ___. Section 261B.4, subsection 9, Code 1999,
20 is amended to read as follows:
21 9. Whether The name of the school is accredited by
22 any accrediting agency recognized by the United States
23 department of education or a successor agency and, if
24 so, the name of the accreditation body which has
25 accredited the school and the status under which
26 accreditation is held.

27 Sec. ___. Section 261B.9, subsection 6, Code 1999,
28 is amended to read as follows:

29 6. Whether The name of the school is accredited by
30 an accrediting agency recognized by the United States
31 department of education or its successor agency which
32 has accredited the school.

33 Sec. ___. TRANSFER OF OSTEOPATHIC FORGIVABLE LOAN
34 REVOLVING FUND MONEYS BY TREASURER. On the effective
35 date of this Act, the treasurer of state shall
36 transfer any balance in the osteopathic forgivable
37 loan program to the osteopathic physician recruitment
38 revolving fund established pursuant to section 13 of
39 this Act."

40 4. By renumbering as necessary.

Amendment H-8186 was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2248)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Boal	Blodgett	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Frevert	Garman	Greimann	Greiner
Grundberg	Hahn	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 7:

Brauns	Chiodo	Ford	Gipp
Hansen	Larson	Sukup	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2248** be immediately messaged to the Senate.

On motion by Rants of Woodbury, the House was recessed at 9:14 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:08 p.m., Speaker pro tempore Sukup in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-six members present, twenty-four absent.

INTRODUCTION OF BILLS

House File 2537, by Houser, Baudler, Barry, Boggess, Drake, Horbach, and Weidman, a bill for an act relating to the center for excellence in fundamental plant science at Iowa state university of science and technology by providing for an appropriation used to support the center derived from research results and establishing a fund.

Read first time and referred to committee on **appropriations**.

House File 2538, by committee on appropriations, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the state department of transportation, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, and including fees for certain registration plates, allowing the department to conduct a pilot project, and providing for the nonreversion of certain moneys.

Read first time and placed on the **appropriations calendar**.

House File 2539, by committee on ways and means, a bill for an act providing an individual and corporate tax credit for the acquisition or modification of assistive technology or the modification of the workplace in order to assist persons with a disability in the workplace and including an effective and retroactive applicability date provision.

Read first time and placed on the **ways and means calendar**.

House File 2540, by committee on ways and means, a bill for an act relating to economic development programs and related tax credits.

Read first time and placed on the **ways and means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 2200, by committee on commerce, a bill for an act providing for the establishment of protected cells by domestic insurers.

Read first time and referred to committee on **commerce and regulation**.

Senate File 2302, by committee on human resources, a bill for an act relating to programs and public health issues under the purview of the Iowa department of public health and the appropriation of certain fees to the department.

Read first time and referred to committee on **appropriations**.

Senate File 2314, by committee on human resources, a bill for an act relating to communicable and infectious diseases and providing penalties.

Read first time and referred to committee on **human resources**.

CONSIDERATION OF BILLS Ways and Means Calendar

House File 2351, a bill for an act relating to a sales and use tax exemption for the sales of clothing and footwear for a limited time period annually and including an effective date, was taken up for consideration.

The House stood at ease at 4:20 p.m., until the fall of the gavel.

The House resumed session and consideration of House File 2351, at 5:10 p.m., Speaker pro tempore Sukup in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Whitead of Woodbury, until his return, on request of Schrader of Marion.

Boal of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2351)

The ayes were, 84:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunckhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	May	Mertz
Metcalf	Millage	Mundie	Nelson-Forbes
O'Brien	Raecker	Rants	Rayhons
Reynolds	Richardson	Schrader	Shey
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Welter	Witt	Sukup, Presiding

The nays were, 14:

Doderer	Drees	Greimann	Holmes
Jochum	Mascher	Murphy	Myers
Osterhaus	Parmenter	Scherrman	Shultz
Weigel	Wise		

Absent or not voting, 2:

Jager Whitead

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 2423, a bill for an act creating a brownfield redevelopment program and fund and a brownfield redevelopment advisory council, was taken up for consideration.

Jenkins of Black Hawk offered the following amendment H-8146 filed by him and moved its adoption:

H-8146

- 1 Amend House File 2423 as follows:
- 2 1. Page 2, line 18, by inserting after the word
- 3 "applicant" the following: "to a person other than
- 4 the original owner".

Amendment H-8146 was adopted.

Jenkins of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2423)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin

Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 2:

Jager Whitead

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2351 and 2423.**

House File 2441, a bill for an act relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens, was taken up for consideration.

SENATE FILE 2373 SUBSTITUTED FOR HOUSE FILE 2441

Horbach of Tama asked and received unanimous consent to substitute Senate File 2373 for House File 2441.

Senate File 2373, a bill for an act relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens, was taken up for consideration.

Horbach of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2373)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 3:

Jager	Murphy	Whitead
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2441 WITHDRAWN

Horbach of Tama asked and received unanimous consent to withdraw House File 2441 from further consideration by the House.

Speaker Siegrist in the chair at 6:45 p.m.

House File 2528, a bill for an act relating to the condemnation of private property for certain public purposes and providing an effective date, was taken up for consideration.

Fallon of Polk offered amendment H-8197 filed by him as follows:

H-8197

- 1 Amend House File 2528 as follows:
- 2 1. Page 1, line 22, by inserting after the words
- 3 "to the" the following: "fee simple".
- 4 2. Page 1, line 23, by striking the words "or
- 5 property interest".
- 6 3. Page 5, by inserting after line 32, the
- 7 following:
- 8 "Sec. ____ Section 6B.3, subsection 2, Code
- 9 Supplement 1999, is amended by striking the subsection
- 10 and inserting in lieu thereof the following:
- 11 2. The applicant shall mail a copy of the
- 12 application by certified mail to the owner at the
- 13 owner's last known address and to any record
- 14 lienholder or encumbrancer of the property at the
- 15 lienholder's or encumbrancer's last known address.
- 16 The applicant shall also cause the application to be
- 17 published once in a newspaper of general circulation
- 18 in the county, not less than four nor more than twenty
- 19 days before the meeting of the compensation commission
- 20 to assess the damages. Service of the application by
- 21 publication shall be deemed complete on the day of
- 22 publication.
- 23 In lieu of mailing and publishing the application,
- 24 the applicant may cause the application to be served
- 25 upon the owner, lienholders, and encumbrancers of the
- 26 property in the manner provided by the Iowa rules of
- 27 civil procedure for the personal service of original
- 28 notice. The application shall be mailed and published
- 29 or served, as above provided, prior to or
- 30 contemporaneously with the mailing and publication or
- 31 service of the list of compensation commissioners as
- 32 provided in section 6B.4."
- 33 4. Page 10, line 20, by striking the word "open".
- 34 5. Page 10, line 25, by striking the word "may"
- 35 and inserting the following: "shall".
- 36 6. By renumbering as necessary.

Huser of Polk asked and received unanimous consent to withdraw the following amendments:

Amendment H-8198 filed by Huser of Polk, Dix of Butler and Mundie of Webster from the floor.

Amendment H-8214, to amendment H-8197, filed by Huser of Polk and Dix of Butler from the floor.

Amendment H-8227, to amendment H-8197, filed by Huser of Polk, Dix of Butler and Mundie of Webster from the floor.

Huser of Polk offered the following amendment H-8246, to amendment H-8197, filed by her, Dix of Butler, and Mundie of Webster from the floor and moved its adoption:

H-8246

- 1 Amend the amendment, H-8197, to House File 2528 as
- 2 follows:
- 3 1. Page 1, by inserting after line 1, the
- 4 following:
- 5 "___ Page 1, lines 14 and 15, by striking the
- 6 words "~~private property agricultural land~~" and
- 7 inserting the following: "private property"."
- 8 2. Page 1, by inserting after line 5 the
- 9 following:
- 10 "___ Page 3, line 18, by striking the words
- 11 "agricultural land" and inserting the following:
- 12 "private property"."
- 13 3. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 21, nays 60.

Amendment H-8246 lost.

Huser of Polk offered the following amendment H-8213, to amendment H-8197, filed by her and Dix of Butler from the floor and moved its adoption:

H-8213

- 1 Amend the amendment, H-8197, to House File 2528 as
- 2 follows:

- 3 1. Page 1, by inserting after line 5 the
- 4 following:
- 5 "___". Page 4, by striking lines 20 through 28."

Amendment H-8213 lost.

Fallon of Polk offered the following amendment H-8234, to amendment H-8197, filed by him from the floor and moved its adoption:

H-8234

- 1 Amend the amendment, H-8197, to House File 2528 as
- 2 follows:
- 3 1. Page 1, by inserting after line 5 the
- 4 following:
- 5 "___". Page 4, line 22, by striking the figure
- 6 "4." and inserting the following: "5."

Amendment H-8234 was adopted.

Division of amendment H-8197, as amended, was requested as follows:

Lines 2 through 5, Division A.
Lines 6 through 36, Division B.

Fallon of Polk moved the adoption of amendment H-8197A.

Amendment H-8197A lost.

On motion by Fallon of Polk, amendment H-8197B, as amended, was adopted.

Johnson of Osceola offered the following amendment H-8179 filed by him and moved its adoption:

H-8179

- 1 Amend House File 2528 as follows:
- 2 1. Page 7, by striking lines 10 through 12.
- 3 2. Page 10, by striking lines 7 through 16.
- 4 3. Page 10, by striking lines 25 and 26, and
- 5 inserting the following: "and to receive evidence.
- 6 The commission".
- 7 4. By renumbering as necessary.

Amendment H-8179 lost.

Fallon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2528)

The ayes were, 89:

Arnold	Barry	Baudler	Bell
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Frevert
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jenkins
Jochum	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Mascher	May	Mertz	Metcalf
Millage	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, 5:

Alons	Dix	Garman	Johnson
Mundie			

Absent or not voting, 6:

Doderer	Ford	Jager	Martin
Thomson	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2528** be immediately messaged to the Senate.

House File 2431, a bill for an act relating to ethics and campaign disclosure board procedures and to conflicts of interest of public officers and employees, was taken up for consideration.

Pursuant to Rule 31.8, relating to the timely filing of amendments, amendment H-8199, filed by Fallon of Polk from the floor was placed out of order.

Gipp of Winneshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2431)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Frevert	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Mr. Speaker		
	•Siegrist		

The nays were, none.

Absent or not voting, 6:

Brunkhorst	Doderer	Ford	Jager
Martin	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2454, a bill for an act to provide an evidentiary privilege for services performed by critical incident stress management teams, was taken up for consideration.

Davis of Wapello offered the following amendment H-8181 filed by him and moved its adoption:

H-8181

- 1 Amend House File 2454 as follows:
- 2 1. Page 1, line 22, by striking the words "the
- 3 emergency personnel's response to".

Amendment H-8181 was adopted.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2454)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord

Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Doderer	Ford	Jager	Martin
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2473, a bill for an act providing civil and criminal immunity for a school employee related to the employee's participation in reporting and investigating violence, threats of violence, or other inappropriate activity against a school employee or student in a school building, on school grounds, or at a school-sponsored function, was taken up for consideration.

Carroll of Poweshiek offered the following amendment H-8148 filed by him and moved its adoption:

H-8148

- 1 Amend House File 2473 as follows:
- 2 1. Page 1, line 5, by inserting after the word
- 3 "faith" the following: "and acts reasonably".
- 4 2. Page 1, line 16, by striking the word "acts"
- 5 and inserting the following: "reasonable acts
- 6 undertaken in good faith".

Amendment H-8148 was adopted.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2473)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey •
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Doderer	Ford	Jager	Martin
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2387, a bill for an act relating to the use and dissemination of social security numbers by government bodies and providing an effective date, was taken up for consideration.

Jacobs of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2387)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Ormack	Davis
Dix	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Doderer	Ford	Jager	Martin
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2387, 2431, 2454, 2473** and **Senate File 2373**.

HOUSE FILE 2410 WITHDRAWN

Dolecheck of Ringgold asked and received unanimous consent to withdraw House File 2410 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 7, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2105, a bill for an act adopting the nurse licensure compact.

Also: That the Senate has on March 7, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2333, a bill for an act relating to authorization to provide emergency and nonemergency medical care services.

Also: That the Senate has on March 7, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2220, a bill for an act relating to forcible entry and detainer actions in small claims court following a default on a contract for deed.

Also: That the Senate has on March 7, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2221, a bill for an act relating to juvenile court jurisdiction and the prosecution of juveniles in juvenile and district court.

Also: That the Senate has on March 7, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2315, a bill for an act relating to the motor vehicle lemon law, making an administrative fine applicable, and providing an effective date.

Also: That the Senate has on March 7, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2331, a bill for an act relating to the interest a member of the board of directors of a school corporation may have in a contract with the director's school corporation.

Also: That the Senate has on March 7, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2371, a bill for an act relating to the establishment of a water quality initiative program by the department of agriculture and land stewardship and the department of natural resources, defining and providing for the use of credible data for quality control and assurance procedures, and providing for other properly related matters, and providing an applicability date.

MICHAEL E. MARSHALL, Secretary

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Tuesday, March 7, 2000. Had I been present, I would have voted "aye" on Senate File 2248.

BRAUNS of Muscatine

I was necessarily absent from the House chamber on March 7, 2000. Had I been present, I would have voted "aye" on Senate File 2248.

CHIODO of Polk

I was necessarily absent from the House chamber on Tuesday, March 7, 2000. Had I been present, I would have voted "aye" on Senate File 2248.

HANSEN of Pottawattamie

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\458 Jean Cross, Toledo – For celebrating her 80th birthday.
- 2000\459 Fred Hoffman, Waterloo – For celebrating his 90th birthday.
- 2000\460 Leona Hoffman, Waterloo – For celebrating her 85th birthday.
- 2000\461 Helen and Doug Aurand, Waterloo – For celebrating their 50th wedding anniversary.

- 2000\462 Ilene and William Butcher, Waterloo – For celebrating their 50th wedding anniversary.
- 2000\463 Ellen and Marvin Hanson, Baldwin – For celebrating their 50th wedding anniversary.
- 2000\464 Carol and Robert Sears, Bellevue – For celebrating their 50th wedding anniversary.
- 2000\465 Barbara and Bob Clark, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\466 Kenneth Proctor, Ottumwa – For celebrating his 90th birthday.
- 2000\467 Chris Wernimont, Pocahontas Area School – For winning 1st place in the 145 lb. weight class in the Class 1-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\468 Kristen Berg, Dubuque – For being named a state finalist at the Iowa State Invention Convention.
- 2000\469 Walter Davis-Oeth, Dubuque – For being named a state finalist at the Iowa State Invention Convention.
- 2000\470 Ryan Fordice, Dubuque – For being named a state finalist at the Iowa State Invention Convention.
- 2000\471 Holly Knefel, Dubuque – For being named a state finalist at the Iowa State Invention Convention.
- 2000\472 Stan Warner, Blakesburg – For celebrating his 85th birthday.
- 2000\473 Elizabeth Schlichte, Manning Community – For receiving 2nd place in the 6th-7th grade category for Best Essays on Women and Science in Engineering in the "Write Women Back Into History" Essay Contest.
- 2000\474 Joan and Harold Lindahl, Vinton – For celebrating their 50th wedding anniversary.
- 2000\475 Shirley and Clyde Shultz, Charles City – For celebrating their 50th wedding anniversary.
- 2000\476 Ralph Grube, Charles City – For celebrating his 80th birthday.
- 2000\477 Osage High School Concert Band, Osage – For being invited to perform at the Iowa Bandmasters Association Annual Conference.
- 2000\478 Dusty Pollard, Osage – For winning 1st place in the 103 lb. weight class in the Class 2-A division of the 2000 Iowa High School State Wrestling Tournament.

- 2000\479 Trent Goodale, Osage – For winning 1st place in the 119 lb. weight class in the Class 2-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\480 Dottie Alberts, Greenfield – For celebrating her 90th birthday.
- 2000\481 Opal Fisher, Bayard – For celebrating her 100th birthday.
- 2000\482 Edwin Griga, Osage – For celebrating his 86th birthday.
- 2000\483 Lela G. Quinlan, Ankeny – For celebrating her 88th birthday.
- 2000\484 Ruth Feddersen, Estherville – For celebrating her 80th birthday.
- 2000\485 Nina Jorstad, Wallingford – For celebrating her 90th birthday.
- 2000\486 Joy Burrell, Estherville – For celebrating her 100th birthday.
- 2000\487 Jillian Becker, Dubuque – For being named a state finalist at the Iowa State Invention Convention.
- 2000\488 Jordan Hodge, Dubuque – For being named a state finalist at the Iowa State Invention Convention.

SUBCOMMITTEE ASSIGNMENTS

House File 2161

Ways and Means: Teig, Chair; Houser and Larkin.

House File 2358

Ways and Means: Holmes, Chair; Jenkins and D. Taylor.

House File 2467

Ways and Means: Raecker, Chair; Boal and Jochum.

House File 2483

Economic Development: Teig, Chair; Hoffman and Weigel.

Senate File 2061

Natural Resources: Weidman, Chair; Brauns and May.

Senate File 2215

Local Government: Weidman, Chair; Connors and Welter.

Senate File 2313

Transportation: Heaton, Chair; Bukta and Welter.

Senate File 2342

Commerce and Regulation: Jacobs, Chair; Chiodo and Johnson.

Senate File 2409

Commerce and Regulation: Hoffman, Chair; Holmes and D. Taylor.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 753 Ways and Means**

Relating to the state's disposition of unclaimed property law by setting a limit on the retention of abandoned property records, excluding certain property from being considered abandoned property, and setting requirements and conditions for hiring independent auditors.

H.S.B. 754 Ways and Means

Relating to a sales tax exemption for supplies for machinery, equipment, and computers.

H.S.B. 755 Ways and Means

Providing for a partial deduction under the individual income tax for the capital gain from the sale or exchange of capital stock of a corporation which was acquired by an individual on account of employment by the corporation or while employed by the corporation and including an effective and retroactive applicability date provision.

H.S.B. 756 Ways and Means

Relating to the authorization of the Iowa higher education loan authority to make loans and issue obligations to make loans to entities other than educational institutions, and to finance projects to be leased to educational institutions, and providing that the obligations and income from obligations are exempt from taxation.

H.S.B. 757 Ways and Means

Relating to the administration of the tax and related laws by the department of revenue and finance, including administration of state individual income, corporate income, sales and use, hotel and motel, real estate transfer, environmental protection charge on petroleum diminution, property, motor fuel, special fuel, cigarette and tobacco products, and inheritance taxes, treatment of motor fuel under the local option taxes, and authorizing tax agreements with Indian tribes, and including effective and retroactive applicability date provisions.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 748), relating to and making transportation and other infrastructure-related appropriations to the state department of transportation, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, and providing for the nonreversion of certain moneys.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 6, 2000.

COMMITTEE ON JUDICIARY

Senate File 2015, a bill for an act relating to the enhanced criminal penalties associated with sexually predatory offenses and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 7, 2000.

COMMITTEE ON TRANSPORTATION

Senate File 2164, a bill for an act relating to expenditure of primary road fund moneys for dust control on certain municipal streets.

Fiscal Note is not required.

Recommended **Do Pass** March 7, 2000.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2032), providing an individual and corporate tax credit for the acquisition or modification of assistive technology or the modification of the workplace in order to assist persons with a disability in the workplace and including an effective and retroactive applicability date provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 6, 2000.

Committee Bill (Formerly House File 2250), relating to economic development programs and related tax credits.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 6, 2000.

RESOLUTION FILED

HR 111, by Weidman, a resolution encouraging the United States Congress to oppose President Clinton's budget proposal to shift funds from the Highway Trust Fund for purposes other than for federal highway funding to be provided to the states.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8200	H.F.	2453	Witt of Black Hawk
H—8201	H.F.	2453	Witt of Black Hawk
H—8202	H.F.	2409	Fallon of Polk
H—8203	H.F.	2491	Frevert of Palo Alto
H—8204	H.F.	2229	Wise of Lee
H—8205	H.F.	2388	Millage of Scott
H—8206	H.F.	2527	Jochum of Dubuque
H—8207	H.F.	2229	Foege of Linn
H—8208	H.F.	2229	Mascher of Johnson
H—8209	H.F.	2229	Mascher of Johnson
H—8210	H.F.	2229	Foege of Linn
H—8211	H.F.	2229	Foege of Linn
H—8212	H.F.	2373	Hoffman of Crawford

H—8215	H.F.	2409	Jochum of Dubuque
H—8216	H.F.	2229	Wise of Lee
H—8217	H.F.	2437	Kreiman of Davis
H—8218	H.F.	2477	Huser of Polk
H—8219	H.J.R.	2006	Sukup of Franklin
H—8220	H.F.	2426	Scherrman of Dubuque
H—8221	H.F.	2229	Wise of Lee
H—8222	H.F.	2518	Millage of Scott
H—8223	H.F.	2513	Myers of Johnson
H—8224	H.F.	2453	Fallon of Polk
H—8225	H.F.	2360	Fallon of Polk
H—8226	H.F.	2491	Alons of Sioux Rayhons of Hancock
H—8228	H.F.	2482	Horbach of Tama
H—8229	H.F.	2482	Horbach of Tama
H—8230	H.F.	2515	Horbach of Tama
H—8231	H.F.	2229	Greimann of Story
H—8232	H.F.	2205	Jacobs of Polk
H—8233	H.F.	2205	Jacobs of Polk
H—8235	S.F.	2302	Blodgett of Cerro Gordo
H—8236	S.F.	2302	Blodgett of Cerro Gordo
H—8237	S.F.	2302	Blodgett of Cerro Gordo
H—8238	H.F.	2459	Blodgett of Cerro Gordo
H—8239	H.F.	2392	Warnstadt of Woodbury
H—8240	H.F.	2392	Warnstadt of Woodbury
H—8241	H.F.	2514	Lord of Dallas
H—8242	H.F.	2491	Weigel of Chickasaw
H—8243	H.F.	2147	Fallon of Polk Brunkhorst of Bremer
H—8244	H.F.	2491	Alons of Sioux Rayhons of Hancock
H—8245	H.F.	2513	Shey of Linn Parmenter of Story
H—8247	H.F.	2311	Kettering of Sac
H—8248	H.F.	2426	Scherrman of Dubuque
H—8249	H.F.	2439	Blodgett of Cerro Gordo T. Taylor of Linn
H—8250	H.F.	2430	Foege of Linn
H—8251	H.F.	2229	Grundberg of Polk Metcalf of Polk

H—8252	H.F.	2229	Martin of Scott Nelson-Forbes of Marshall Grundberg of Polk Nelson-Forbes of Marshall Metcalf of Polk Martin of Scott
H—8253	H.F.	2437	Kreiman of Davis

On motion by Rants of Woodbury the House adjourned at 8:42 p.m., until 8:45 a.m., Wednesday, March 8, 2000.

JOURNAL OF THE HOUSE

Fifty-ninth Calendar Day - Thirty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 8, 2000

The House met pursuant to adjournment at 8:48 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend John R. Reigstad, pastor of the American Lutheran Church, Jesup.

The Journal of Tuesday, March 7, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Frevert of Palo Alto, from Clay County Iowa Rural Water Association favoring the health, safety and welfare of Iowa's citizens and the prudent protection of Iowa's drinking water resources.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Parmenter of Story on request of Greimann of Story; Richardson of Warren, until his arrival, on request of Huser of Polk.

SENATE MESSAGES CONSIDERED

Senate File 2220, by committee on judiciary, a bill for an act relating to forcible entry and detainer actions in small claims court following a default on a contract for deed.

Read first time and referred to committee on **judiciary**.

Senate File 2221, by committee on judiciary, a bill for an act relating to juvenile court jurisdiction and the prosecution of juveniles in juvenile and district court.

Read first time and **passed on file.**

Senate File 2274, by Iverson, a bill for an act declaring null and void gubernatorial executive orders relating to equal opportunity and affirmative action in state employment and uniform procedures for the waiver of administrative rules and providing an effective date.

Read first time and referred to committee on **judiciary.**

Senate File 2315, by committee on transportation, a bill for an act relating to the motor vehicle lemon law, making an administrative fine applicable, and providing an effective date.

Read first time and referred to committee on **transportation.**

Senate File 2371, by committee on natural resources and environment, a bill for an act relating to the establishment of a water quality initiative program by the department of agriculture and land stewardship and the department of natural resources, defining and providing for the use of credible data for quality control and assurance procedures, and providing for other properly related matters, and providing an applicability date.

Read first time and referred to committee on **environmental protection.**

ADOPTION OF HOUSE CONCURRENT RESOLUTION 114

Holveck of Polk called up for consideration House Concurrent Resolution 114, a concurrent resolution designating March 2000 as Iowa Women's History Month, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

In celebration of "March Women's History Month", the Iowa Commission on the Status of Women, the Iowa Department of Education and the State Historical Society of Iowa sponsored a "Write Women Back Into History" essay contest. Holveck of Polk and Grundberg of Polk presented the following winners of the contest:

Sixth and Seventh Grade Category

First Place — Xue Cheung, Grinnell Middle School, Grinnell.

Second Place — Matt Egesdal, Prairie Middle School, Cedar Rapids.

Third Place — Eric Peyton, Urbandale Middle School, Urbandale.

Eighth and Ninth Grade Category

First Place — Ashley Hecox, Keokuk High School, Keokuk.

Second Place — Ryan Gourley, Dowling High School, West Des Moines.

Third Place — Lidia Chamale, Hiatt Middle School, Des Moines.

Best Essays on Women in Science and Engineering
Sixth and Seventh Grade Category

First Place — Melissa Puls, Jefferson Junior High School, Dubuque.

Second Place — Elizabeth Schlichte, Manning Junior High School, Manning.

Eighth and Ninth Grade Category

First Place — Jenna Anderson, Woodrow Wilson Junior High School, Council Bluffs.

Second Place — Lauren Adams, Central Academy, Des Moines.

Edith Rose Murphy Sackett Award for the
Best Essay on a Woman Volunteer

First Place — Megan McCarthy, Durant Middle School, Durant.

Speaker Siegrist in the chair at 9:07 a.m.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 103

Grundberg of Polk called up for consideration House Concurrent Resolution 103, a concurrent resolution relating to the fair treatment of women in the drafting of wills and trusts by estate planners, trust officers, investment advisers, and other financial planners and advisers, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 9:20 a.m., until the fall of the gavel.

The House resumed session at 9:22 a.m., Speaker Siegrist in the chair.

CONSIDERATION OF BILL
Regular Calendar

House File 2205, a bill for an act relating to electronic commerce by establishing requirements for electronic transactions and electronic records and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Jacobs of Polk offered the following amendment H-8042 filed by the committee on commerce and regulation and moved its adoption:

H-8042

- 1 Amend House File 2205 as follows:
- 2 1. Page 4, line 18, by striking the word "A" and
- 3 inserting the following: "With respect to a consumer
- 4 transaction, a".
- 5 2. Page 4, by striking line 22 and inserting the
- 6 following: "deemed to confer title."
- 7 3. Page 4, line 32, by inserting after the figure
- 8 "516D," the following: "523A,".
- 9 4. Page 4, line 33, by striking the word and
- 10 figure "and 562A" and inserting the following: "562A,
- 11 and 562B".
- 12 5. Page 4, line 34, by striking the word and
- 13 figure "chapter 714B" and inserting the following:
- 14 "chapters 714B and 714D".
- 15 6. Page 8, by inserting after line 11 the
- 16 following:

17 "3. Notwithstanding subsections 1 and 2, in a
18 consumer transaction, the attribution and effect of an
19 electronic record and an electronic signature is
20 determined by the substantive law governing the
21 transaction."

The committee amendment H-8042 was adopted.

Jacobs of Polk offered the following amendment H-8232 filed by her and moved its adoption:

H-8232

1 Amend House File 2205 as follows:
2 1. Page 5, by inserting after line 13 the
3 following:
4 "4. A transaction that is subject to a computer
5 information contract which provides that the contract
6 is to be interpreted pursuant to the laws of a state
7 that has enacted the uniform computer information
8 transactions Act, as proposed by the national
9 conference of commissioners on uniform state laws, or
10 any substantially similar law, is null and void and
11 the contract shall be interpreted pursuant to the laws
12 of this state if at least one party to the contract is
13 a resident or has its principal place of business
14 located in this state. For purposes of this
15 subsection, a "computer information contract" means a
16 contract that would be governed by the uniform
17 computer information transactions Act or substantially
18 similar law as enacted in the state of residence of
19 the other person to the contract if that state's law
20 were applied to the contract."

Amendment H-8232 was adopted.

Jacobs of Polk offered the following amendment H-8233 filed by her and moved its adoption:

H-8233

1 Amend House File 2205 as follows:
2 1. Page 15, by striking lines 4 through 6 and
3 inserting the following: "subsection 1, the office of
4 the secretary of state and the division of information
5 technology services of the department of general
6 services, jointly, and in consultation with the
7 office".

Amendment H-8233 was adopted.

Jacobs of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2205)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 7:

Brauns	Hahn	Jager	Parmenter
Richardson	Teig	Whitead	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2205** and **House Concurrent Resolutions 103** and **114**.

Sukup of Franklin in the chair at 9:37 a.m.

On motion by Rants of Woodbury, the House was recessed at 9:40 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:02 p.m., Speaker Siegrist in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 8, 2000, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 107, a concurrent resolution designating March 2000 as Iowa Women's History Month.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2331, by committee on education, a bill for an act relating to the interest a member of the board of directors of a school corporation may have in a contract with the director's school corporation.

Read first time and referred to committee on **education**.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Kettering of Sac, until his return, on request of Rants of Woodbury; Whitead of Woodbury on request of Schrader of Marion.

CONSIDERATION OF BILLS
Regular Calendar

House File 2426, a bill for an act creating the criminal offense of assault on a sports official and providing a penalty, was taken up for consideration.

Scherrman of Dubuque offered the following amendment H-8248 filed by him and moved its adoption:

H-8248

- 1 Amend House File 2426 as follows:
- 2 1. Page 1, line 11, by inserting after the words
- 3 "who is" the following: "a volunteer, or an official
- 4 who is compensated in any manner or,".
- 5 2. By renumbering as necessary.

Amendment H-8248 was adopted, placing amendment H-8220 filed by Scherrman of Dubuque on March 7, 2000, out of order.

Ford of Polk asked and received unanimous consent to withdraw amendment H-8111 filed by him on February 29, 2000.

Ford of Polk asked and received unanimous consent to withdraw amendment H-8142 filed by him on March 1, 2000.

Ford of Polk offered amendment H-8143 filed by him as follows:

H-8143

- 1 Amend House File 2426 as follows:
- 2 1. Page 1, by inserting after line 14 the
- 3 following:
- 4 "3. This section shall not apply to persons who
- 5 are participants in the athletic contest and who are
- 6 under the age of nineteen or who are nineteen years of
- 7 age or older and are enrolled in a secondary or
- 8 alternative school."
- 9 2. By renumbering as necessary.

Weigel of Chickasaw asked for unanimous consent that House File 2426 be deferred.

Objection was raised.

Weigel of Chickasaw moved to defer House File 2426.

A non-record roll call was requested.

The ayes were 30, nays 40.

The motion to defer lost.

The House stood at ease at 3:50 p.m., until the fall of the gavel.

The House resumed session at 4:32 p.m., Speaker Siegrist in the chair.

Rants of Woodbury asked and received unanimous consent that House File 2426 be deferred and that the bill be placed on the unfinished business calendar. (Amendment H-8143 pending)

House File 2421, a bill for an act establishing a criminal offense related to drug paraphernalia, was taken up for consideration.

Baudler of Adair offered the following amendment H-8178 filed by him and moved its adoption:

H-8178

- 1 Amend House File 2421 as follows:
- 2 1. Page 1, line 23, by inserting after the word
- 3 "objects" the following: "illegally".
- 4 2. Page 1, line 24, by inserting after the word
- 5 "intended" the following: "illegal".

Amendment H-8178 was adopted.

Baudler of Adair offered the following amendment H-8170 filed by him and moved its adoption:

H-8170

- 1 Amend House File 2421 as follows:
- 2 1. Page 2, line 27, by inserting after the word
- 3 "substance" the following: "or used or intended to be
- 4 used for any other lawful purpose".

Amendment H-8170 was adopted.

Baudler of Adair moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2421)

The ayes were, 87:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Dolecheck	Drake	Drees
Eddie	Falck	Foege	Frevert
Garman	Gipp	Greimann	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Klemme	Kuhn
Larkin	Larson	Lord	Martin
May	Mertz	Metcalf	Millage
Mundie	Murphy	Nelson-Forbes	O'Brien
Osterhaus	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, 8:

Doderer	Dotzler	Fallon	Ford
Kreiman	Mascher	Myers	Shoultz

Absent or not voting, 5:

Grundberg	Jacobs	Kettering	Parmenter
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Jacobs of Polk, for the remainder of the day, on request of Rants of Woodbury.

House File 2491, a bill for an act providing for the production of life science products, and providing for penalties, was taken up for consideration.

Weigel of Chickasaw asked and received unanimous consent that amendment H-8195 and amendment H-8192 be deferred.

Alons of Sioux asked and received unanimous consent to withdraw amendment H-8226 filed by him and Rayhons of Hancock on March 7, 2000.

Alons of Sioux offered amendment H-8244 filed by him and Rayhons of Hancock as follows:

H-8244

- 1 Amend House File 2491 as follows:
- 2 1. Page 1, line 4, by inserting after the figure
- 3 "10C," the following: "as that chapter exists on or
- 4 before June 30, 2004,".
- 5 2. Page 1, by inserting before line 18, the
- 6 following:
- 7 "_. "Economic development board" or "board"
- 8 means the economic development board created pursuant
- 9 to section 15.103."
- 10 3. Page 2, line 7, by inserting after the word
- 11 "enterprise" the following: "may acquire or hold an
- 12 ownership or leasehold interest in agricultural land,
- 13 if the economic development board approves a life
- 14 science enterprise plan as provided in section 15.104.
- 15 a life science enterprise must acquire or hold the
- 16 agricultural land pursuant to the plan which may be
- 17 amended as provided by the board. However, the life
- 18 science enterprise".
- 19 4. Page 2, line 15, by striking the words
- 20 "livestock, including culls," and inserting the
- 21 following: "cull livestock".
- 22 5. Page 2, by inserting after line 35, the
- 23 following:
- 24 "Sec. NEW SECTION. 10C.5 REPEAL.
- 25 Sections 10C.1 through 10C.4 and this section are
- 26 repealed July 1, 2004.
- 27 Sec. NEW SECTION. 10C.6 EXISTING LIFE
- 28 SCIENCE ENTERPRISES.
- 29 1. a. A life science enterprise may acquire or
- 30 hold agricultural land, notwithstanding section 10C.5

31 as that section exists in the 2003 Code or 2003 Code
32 Supplement, if all of the following applies:

33 (1) The enterprise acquires or holds the
34 agricultural land pursuant to chapter 10C as that
35 chapter exists in the 2003 Code or 2003 Code
36 Supplement.

37 (2) The economic development board has approved a
38 life science enterprise plan filed on or before June
39 30, 2004 with the board. The enterprise must acquire
40 or hold the agricultural land pursuant to the plan
41 which may be amended at any time and approved by the
42 board pursuant to section 15.104.

43 b. The life science enterprise must file a report
44 with the secretary of state as provided in section
45 10B.4.

46 2. A person who is a successor in interest to a
47 life science enterprise may acquire or hold
48 agricultural land, notwithstanding section 10C.5 as
49 that section exists in the 2003 Code or 2003 Code
50 Supplement, if all of the following applies:

Page 2

1 a. The person meets the qualifications of a life
2 science enterprise and acquires or holds the
3 agricultural land as provided in chapter 10C as that
4 chapter exists in the 2003 Code or 2003 Code
5 Supplement.

6 b. The person acquires or holds the agricultural
7 land according to the life science enterprise plan
8 filed by the person's predecessor in interest and
9 approved by the economic development board. The plan
10 may be amended at any time and approved by the board
11 pursuant to section 15.104.

12 c. The person has filed a notice with the economic
13 development board as required by the board. The
14 notice shall state that the person is a successor in
15 interest. The notice must be filed with the board
16 within thirty days following the person's acquisition
17 of the interest.

18 d. The person must file a report as a life science
19 enterprise with the secretary of state as provided in
20 section 10B.4.

21 Sec. __. Section 15.104, Code 1999, is amended by
22 adding the following new subsection:

23 NEW SUBSECTION. 4A. Review and approve a life
24 science enterprise plan or amendments to that plan as
25 provided in chapter 10C as that chapter exists on or
26 before June 30, 2004. The plan or amendments shall be
27 submitted by a life science enterprise as provided by
28 the board. The plan and shall include information
29 regarding the life science enterprise as required by

- 30 rules adopted by the board, including but not limited
31 to all of the following:
- 32 a. A description of life science products to be
33 developed by the enterprise.
 - 34 b. The time frame required by the enterprise to
35 develop the life science products.
 - 36 c. The amount of capital investment required by
37 the enterprise to develop the life science products.
 - 38 d. The number of acres of land required to produce
39 the life science products.
- 40 Sec. ____ DIRECTIONS TO CODE EDITOR. The Code
41 editor may transfer section 10C.6 to another chapter
42 in the 2005 Code, and correct internal references as
43 necessary in order to enhance the readability of the
44 Code.
- 45 Sec. ____ EFFECTIVE DATE. Section 10C.6, as
46 enacted in this Act, takes effect July 1, 2004.
- 47 6. Title page, line 2, by inserting after the
48 word "penalties" the following: "and an effective
49 date".
- 50 7. By renumbering as necessary.

Weigel of Chickasaw offered the following amendment H-8267, to amendment H-8244, filed by him from the floor and moved its adoption:

H-8267

- 1 Amend the amendment, H-8244, to House File 2491, as
2 follows:
- 3 1. Page 1, line 4, by striking the figure "2004"
4 and inserting the following: "2001".
 - 5 2. Page 1, line 26, by striking the figure "2004"
6 and inserting the following: "2001".
 - 7 3. Page 1, by striking lines 35 and 36 and
8 inserting the following: "chapter exists in the 2001
9 Code."
 - 10 4. Page 1, lines 38 and 39, by striking the words
11 and figures "on or before June 30, 2004, with the
12 board." and inserting the following: "as required
13 pursuant to section 15.104."
 - 14 5. Page 1, by striking lines 49 and 50, and
15 inserting the following: "that section exists in the
16 2001 Code, if all of the following apply:"
 - 17 6. Page 2, by striking lines 4 and 5 and
18 inserting the following: "chapter exists in the 2001
19 Code."
 - 20 7. Page 2, by striking line 26, and inserting the
21 following: "before June 30, 2001. a plan must be
22 filed with the board not later than August 1, 2000.
23 The plan or amendments shall be".

- 24 8. Page 2, line 42, by striking the figure and
25 word "2005 Code" and inserting the following: "2001
26 Code".
27 9. Page 2, line 46, by striking the figure "2004"
28 and inserting the following: "2001".

A non-record roll call was requested.

The ayes were 36, nays 50.

Amendment H-8267 lost.

Alons of Sioux offered the following amendment H-8264, to amendment H-8244, filed by him from the floor and moved its adoption:

H-8264

- 1 Amend the amendment, H-8244, to House File 2491, as
2 follows:
3 1. Page 1, by inserting after line 28 the
4 following:
5 "This section applies on and after July 1, 2004."
6 2. Page 2, line 23, by inserting after the word
7 "approve" the following: "or disapprove".
8 3. Page 2, line 26, by inserting after the figure
9 "2004" the following: ", and according to rules
10 adopted by the board. The plan must be filed with the
11 board not later than June 30, 2004".
12 4. Page 2, line 28, by striking the word "and".
13 5. Page 2, by striking lines 45 through 49.

Amendment H-8264 was adopted.

Weigel of Chickasaw offered amendment H-8262, to amendment H-8244, filed by him from the floor as follows:

H-8262

- 1 Amend the amendment, H-8244, to House File 2491, as
2 follows:
3 1. Page 2, by inserting after line 5 the
4 following:
5 " _____. The person is a family farm entity or
6 farmers entity as those terms are defined in section
7 10.1."
8 2. By renumbering as necessary.

Speaker pro tempore Sukup in the chair at 6:15 p.m.

Weigel of Chickasaw asked and received unanimous consent that amendment H-8262 to amendment H-8244 be deferred.

Weigel of Chickasaw offered the following amendment H-8263, to amendment H-8244, filed by him from the floor and moved its adoption:

H-8263

1 Amend the amendment, H-8244, to House File 2491, as
2 follows:

3 1. Page 2, by striking lines 12 through 17, and
4 inserting the following:

5 "_. The economic development board has approved
6 an application filed by the person to succeed the life
7 science enterprise, as provided in section 15.104."

8 2. Page 2, line 23, by inserting after the figure
9 "4A." the following: "a."

10 3. Page 2, line 32, by striking the letter "a."
11 and inserting the following: "(1)".

12 4. Page 2, line 34, by striking the letter "b."
13 and inserting the following: "(2)".

14 5. Page 2, line 36, by striking the letter "c."
15 and inserting the following: "(3)".

16 6. Page 2, line 38, by striking the letter "d."
17 and inserting the following: "(4)".

18 7. Page 2, by inserting after line 39, the
19 following:

20 "b. The board shall review and approve an
21 application filed by a person requesting to succeed a
22 life science enterprise as provided in section 10C.6.
23 The person must submit the application as provided by
24 the board. The application shall include information
25 regarding the person and the requested succession as
26 required by the board. The board shall approve or
27 disapprove the application based on the requirements
28 of chapter 10C as that chapter exists on or before
29 June 30, 2004, and on the requirements of section
30 10C.6."

31 8. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 38, nays 49.

Amendment H-8263 lost.

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8269, to amendment H-8244, filed by him from the floor.

Fallon of Polk asked and received unanimous consent that amendment H-8270 to amendment H-8244 be deferred.

Weigel of Chickasaw offered the following amendment H-8271, to amendment H-8244, filed by him from the floor and moved its adoption:

H-8271

- 1 Amend the amendment, H-8244, to House File 2491, as
- 2 follows:
- 3 1. By striking page 1, line 46, through page 2,
- 4 line 20.
- 5 2. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 32, nays 46.

Amendment H-8271 lost.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendment H-8262, to amendment H-8244, filed by him from the floor.

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8270, to amendment H-8244, filed by him from the floor.

The House stood at ease at 7:05 p.m., until the fall of the gavel.

The House resumed session at 7:10 p.m., Speaker pro tempore Sukup in the chair.

Fallon of Polk offered the following amendment H-8272, to amendment H-8244, filed by him from the floor and moved its adoption:

H-8272

- 1 Amend the amendment, H-8244, to House File 2491, as
2 follows:
- 3 1. Page 1, by inserting after line 1, the
4 following:
- 5 " _____. Page 1, lines 3 and 4, by striking the
6 words "life.science" and inserting the following:
7 "biotech"."
- 8 2. Page 1, by inserting after line 4, the
9 following:
- 10 " _____. Page 1, line 5, by striking the words "life
11 science" and inserting the following: "biotech"."
- 12 3. Page 1, by inserting after line 9, the
13 following:
- 14 " _____. Page 1, line 18, by striking the words
15 ""Life science" and inserting the following:
16 ""Biotech"."
- 17 4. Page 1, line 21, by striking the words "life
18 science" and inserting the following: "biotech"."
- 19 5. Page 1, line 22, by striking the words "Life
20 science" and inserting the following: "Biotech"."
- 21 6. Page 2, lines 1 and 2, by striking the words
22 "life science" and inserting the following:
23 "biotech"."
- 24 7. Page 2, line 5, by striking the words "LIFE
25 SCIENCE" and inserting the following: "BIOTECH"."
- 26 8. Page 2, line 7, by striking the words "life
27 science" and inserting the following: "biotech"."
- 28 9. Page 1, lines 13 and 14, by striking the words
29 "life science" and inserting the following:
30 "biotech"."
- 31 10. Page 1, line 15, by striking the words "life
32 science" and inserting the following: "biotech"."
- 33 11. Page 1, lines 17 and 18, by striking the
34 words "life science" and inserting the following:
35 "biotech"."
- 36 12. Page 1, by inserting after line 18 the
37 following:
- 38 " _____. Page 2, line 14, by striking the words
39 "life science" and inserting the following:
40 "biotech"."
- 41 10. Page 1, by inserting after line 21, the
42 following:
- 43 " _____. Page 2, line 16, by striking the words
44 "life science" and inserting the following:
45 "biotech"."
- 46 _____. Page 2, line 20, by striking the words "life
47 science" and inserting the following: "biotech"."
- 48 _____. Page 2, line 25, by striking the words "life
49 science" and inserting the following: "biotech"."
- 50 13. Page 1, lines 27 and 28, by striking the

Page 2

- 1 words "LIFE SCIENCE" and inserting the following:
 2 "BIOTECH".
 3 14. Page 1, line 29, by striking the words "life
 4 science" and inserting the following: "biotech".
 5 15. Page 1, line 38, by striking the words "life
 6 science" and inserting the following: "biotech".
 7 16. Page 1, line 43, by striking the words "life
 8 science" and inserting the following: "biotech".
 9 17. Page 1, line 47, by striking the words "life
 10 science" and inserting the following: "biotech".
 11 18. Page 2, lines 1 and 2, by striking the words
 12 "life science" and inserting the following:
 13 "biotech".
 14 19. Page 2, line 18, by striking the words "life
 15 science" and inserting the following: "biotech".
 16 20. Page 2, lines 23 and 24, by striking the
 17 words "life science" and inserting the following:
 18 "biotech".
 19 21. Page 2, line 27, by striking the words "life
 20 science" and inserting the following: "biotech".
 21 22. Page 2, line 29, by striking the words "life
 22 science" and inserting the following: "biotech".
 23 23. Page 2, line 32, by striking the words "life
 24 science" and inserting the following: "biotech".
 25 24. Page 2, line 35, by striking the words "life
 26 science" and inserting the following: "biotech".
 27 25. Page 2, line 37, by striking the words "life
 28 science" and inserting the following: "biotech".
 29 26. Page 2, line 39, by striking the words "life
 30 science" and inserting the following: "biotech".
 31 27. Page 2, by inserting after line 50, the
 32 following:
 33 " _____. Title page line,1, by striking the words
 34 "life science" and inserting the following:
 35 "biotech"."

Amendment H-8272 lost.

Weigel of Chickasaw rose on a point of order that amendment H-8244, as amended, was not germane.

The Speaker ruled the point well taken and amendment H-8244, as amended, not germane.

Alons of Sioux moved to suspend the rules to consider amendment H-8244, as amended.

A non-record roll call was requested.

The ayes were 51, nays 38.

The motion to suspend the rules prevailed.

On motion by Alons of Sioux amendment H-8244, as amended, was adopted.

Weigel of Chickasaw asked and received unanimous consent that amendment H-8242 be deferred.

Alons of Sioux offered the following amendment H-8165 filed by him and moved its adoption:

H-8165

- 1 Amend House File 2491 as follows:
- 2 1. Page 1, by striking lines 13 and 14, and
- 3 inserting the following: "caprine, equine, ovine, or
- 4 porcine species."

Gipp of Winneshiek in the chair at 7:27 p.m.

Amendment H-8165 was adopted.

Weigel of Chickasaw offered the following amendment H-8190 filed by him and moved its adoption:

H-8190

- 1 Amend House File 2491 as follows:
- 2 1. Page 1, by striking lines 15 through 17.
- 3 2. Page 1, by striking line 19, and inserting the
- 4 following: ""family farm entity" or "farmer's entity"
- 5 as defined in section 10.1, organized for the".
- 6 3. Page 1, by striking lines 30 and 31.

Roll call was requested by Weigel of Chickasaw and Speaker Siegrist.

On the question "Shall amendment H-8190 be adopted?" (H.F. 2491)

The ayes were, 35:

Bukta	Cataldo	Chiodo	Cphoon
Connors	Doderer	Dotzler	Falck
Fallon	Foege	Ford	Frevert
Greimann	Holveck	Huser	Jochum
Kuhn	Larkin	Mascher	May
Mertz	Mundie	Murphy	Myers
Osterhaus	Reynolds	Richardson	Scherrman
Schrader	Stevens	Taylor, D.	Taylor, T.
Thomas	Warnstadt	Weigel	

The nays were, 58:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Garman	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jager	Jenkins	Johnson
Kettering	Klemme	Kreiman	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Wise
Witt	Gipp, Presiding		

Absent or not voting, 7:

Carroll	Drees	Jacobs	O'Brien
Parmenter	Shoultz	Whitead	

Amendment H-8190 lost.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendment H-8191 filed by him on March 6, 2000.

Frevert of Palo Alto offered the following amendment H-8203 filed by her and moved its adoption:

H-8203

- 1 Amend House File 2491 as follows:
- 2 1. Page 2, line 14, by inserting after the word
- 3 "products." the following: "The life science
- 4 enterprise must produce all of the following:

- 5 a. Embryos or oocytes for use in animal
6 implantation.
7 b. Blood, milk, or urine for use in the
8 manufacture of pharmaceuticals or nutraceuticals.
9 c. Cells, tissues, or organs for use in animal or
10 human transplantation."

Amendment H-8203 lost.

Weigel of Chickasaw asked and received unanimous consent to withdraw the following amendments:

- Amendment H-8189 filed by him on March 6, 2000.
Amendment H-8192 filed by him on March 6, 2000.
Amendment H-8195 filed by him on March 6, 2000.
Amendment H-8242 filed by him on March 7, 2000.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2491)

The ayes were, 89:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Foege	Frevert
Garman	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jäger	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt

Weidman Gipp, Presiding	Welter	Wise	Witt
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The nays were, 5:

Fallon Weigel	Ford	Kuhn	Taylor, D.
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Absent or not voting, 6:

Carroll Parmenter	Drees Whitead	Jacobs	O'Brien
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2421 and 2491.**

House File 2470, a bill for an act relating to the office of the state public defender including indigent defense costs and the appropriation of indigent defense funds, was taken up for consideration.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8083 filed by him on February 29, 2000.

Kreiman of Davis offered the following amendment H-8183 filed by him and moved its adoption:

H-8183

- 1 Amend House File 2470 as follows:
- 2 1. Page 5, by inserting after line 4 the
- 3 following:
- 4 "Sec. ____ Section 910.2, unnumbered paragraph 1,
- 5 Code 1999, is amended to read as follows:
- 6 In all criminal cases in which there is a plea of
- 7 guilty, verdict of guilty, or special verdict upon
- 8 which a judgment of conviction is rendered, the
- 9 sentencing court shall order that restitution be made
- 10 by each offender to the victims of the offender's
- 11 criminal activities, to the clerk of court for fines,

12 penalties, surcharges, and, to the extent that the
 13 offender is reasonably able to pay, for crime victim
 14 assistance reimbursement, restitution to public
 15 agencies pursuant to section 321J.2, subsection 9,
 16 paragraph "b", court costs including correctional fees
 17 approved pursuant to section 356.7, court-appointed
 18 attorney's fees, ~~or~~ ordered pursuant to section 815.9
 19 including the expense of a public defender when
 20 applicable, or contribution to a local anticrime
 21 organization. However, victims shall be paid in full
 22 before fines, penalties, and surcharges, crime victim
 23 compensation program reimbursement, public agencies,
 24 court costs including correctional fees approved
 25 pursuant to section 356.7, court-appointed attorney's
 26 fees, the expenses of a public defender, or
 27 contribution to a local anticrime organization are
 28 paid. In structuring a plan of restitution, the court
 29 shall provide for payments in the following order of
 30 priority: victim, fines, penalties, and surcharges,
 31 crime victim compensation program reimbursement,
 32 public agencies, court costs including correctional
 33 fees approved pursuant to section 356.7, court-
 34 appointed attorney's fees, or the expense of a public
 35 defender, and contribution to a local anticrime
 36 organization."

Amendment H-8183 was adopted.

Kreiman of Davis moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2470)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Eddie	Fallon	Foege	Ford
Frevert	Garman	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher

May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
Osterhaus	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Gipp, Presiding			

The nays were, none.

Absent or not voting, 7:

Carroll	Drees	Falck	Jacobs
O'Brien	Parmenter	Whitead	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2519, a bill for an act relating to the repeal of the sixth judicial district pilot project concerning probation revocation hearings, and providing an effective date, was taken up for consideration.

Speaker Siegrist in the chair at 8:20 p.m.

Sunderbruch of Scott offered the following amendment H-8177 filed by him and Larson of Linn and moved its adoption:

H-8177

- 1 Amend House File 2519 as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:
- 4 "Section 1. Section 904A.1, Code 1999, is amended
- 5 to read as follows:
- 6 904A.1 BOARD OF PAROLE.
- 7 The board of parole is created to consist of five
- 8 members. Each member, except the chairperson and the
- 9 vice chairperson, shall be compensated on a day-to-day
- 10 basis. Each member shall serve a term of four years
- 11 beginning and ending as provided by section 69.19,
- 12 except for members appointed to fill vacancies who
- 13 shall serve for the balance of the unexpired term.
- 14 The terms shall be staggered. The chairperson and
- 15 vice chairperson of the board shall be a full-time,

16 salaried ~~member~~ members of the board. a majority of
 17 the members of the board constitutes a quorum to
 18 transact business.

19 Sec. ____ NEW SECTION. 904A.4C VICE CHAIRPERSON
 20 OF THE BOARD OF PAROLE.

21 The vice chairperson of the board of parole shall
 22 be appointed from the membership of the board of
 23 parole by the governor. The vice chairperson shall
 24 serve at the pleasure of the governor and shall have
 25 such responsibilities and duties as are determined by
 26 the chairperson. The vice chairperson shall act as
 27 the chairperson in the absence or disability of the
 28 chairperson or in the event of a vacancy in that
 29 office, until such time as a new chairperson is
 30 appointed by the governor.

31 Sec. ____ Section 904A.6, Code 1999, is amended to
 32 read as follows:

33 904A.6 SALARIES AND EXPENSES.

34 Each member, except the chairperson and the vice
 35 chairperson, of the board shall be paid per diem as
 36 determined by the general assembly. The chairperson
 37 and vice chairperson of the board shall be paid a
 38 salary as determined by the general assembly. Each
 39 member of the board and all employees are entitled to
 40 receive, in addition to their per diem or salary,
 41 their necessary maintenance and travel expenses while
 42 engaged in official business."

43 2. Title page, line 1, by inserting after the
 44 words "relating to" the following: "probation and
 45 parole by extending".

46 3. Title page, line 2, by inserting after the
 47 word "hearings" the following: "and by establishing
 48 the position of vice chairperson of the board of
 49 parole".

50 4. By renumbering as necessary.

Amendment H-8177 was adopted.

Sunderbruch of Scott moved that the bill be read a last time now
 and placed upon its passage which motion prevailed and the bill was
 read a last time.

On the question "Shall the bill pass?" (H.F. 2519)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohon

Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	Osterhaus	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 7:

Carroll	Drees	Grundberg	Jacobs
O'Brien	Parmenter	Whitead	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2424, a bill for an act creating an Iowa Lewis and Clark bicentennial commission, an Iowa Lewis and Clark bicentennial fund, and providing an effective date, was taken up for consideration.

Pursuant to Rule 31.8, relating to the timely filing of amendments, amendment H-8256 filed by Warnstadt of Woodbury from the floor was placed out of order.

Horbach of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2424)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 6:

Carroll	Drees	Jacobs	O'Brien
Parmenter	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2424, 2470 and 2519.**

House File 2520, a bill for an act relating to special security officers employed at state board of regents institutions, was taken up for consideration.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2520)

The ayes were, 81:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Cataldo	Chiodo	Cphoon	Cormack
Davis	Dix	Dolecheck	Dotzler
Drake	Eddie	Foege	Ford
Frevert	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	May
Mertz	Metcalf	Millage	Mundie
Myers	Nelson-Forbes	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Scherrman
Schrader	Shey	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Welter	Wise
Mr. Speaker			
Siegrist			

The nays were, 12:

Bukta	Doderer	Falck	Fallon
Greimann	Mascher	Murphy	Richardson
Shoultz	Thomas	Weigel	Witt

Absent or not voting, 7:

Carroll	Connors	Drees	Jacobs
O'Brien	Parmenter	Whitead	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2521, a bill for an act relating to mandatory mediation of certain farm disputes prior to initiation of related litigation, was taken up for consideration.

Raecker of Polk offered the following amendment H-8121 filed by him and moved its adoption:

H-8121

- 1 Amend House File 2521 as follows:
- 2 1. Page 2, line 3, by striking the word
- 3 "creditor" and inserting the following: "person".

Amendment H-8121 was adopted.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2521)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Eddie
Falck	Fallon	Foege	Ford
Frevert	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	Osterhaus	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 7:

Carroll	Connors	Drees	Jacobs
O'Brien	Parmenter	Whitead	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 212 WITHDRAWN

Huser of Polk asked and received unanimous consent to withdraw House File 212 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Chiodo of Polk, for the remainder of the day, on request of Gipp of Winneshiek.

House File 2419, a bill for an act changing the criminal penalties relating to possession, manufacture, or delivery of amphetamines, was taken up for consideration.

Ford of Polk asked and received unanimous consent to withdraw amendment H-8147 filed by him on March 1, 2000.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2419)

The ayes were, 84:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Cohoon	Cormack
Davis	Dix	Dolecheck	Dotzler
Drake	Eddie	Falck	Foege
Ford	Frevert	Garman	Gipp
Greiner	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	May

Mertz	Metcalf	Millage	Mundie
Myers	Nelson-Forbes	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Stevens
Sukup	Sunderbruch	Taylor, D.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Wise	Witt	Mr. Speaker Siegrist

The nays were, 7:

Doderer	Fallon	Greimann	Mascher
Murphy	Shoultz	Taylor, T.	

Absent or not voting, 9:

Carroll	Chiodo	Connors	Drees
Grundberg	Jacobs	O'Brien	Parmenter
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2419, 2520 and 2521.**

House File 2437, a bill for an act relating to disclosure by a postsecondary education institution of information to the parent or guardian of a student, was taken up for consideration.

Kreiman of Davis asked and received unanimous consent to withdraw amendments H-8069 and H-8070 filed by him on February 28, 2000.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8217 filed by him on March 7, 2000.

Kreiman of Davis offered the following amendment H-8253 filed by him and moved its adoption:

H-8253

- 1 Amend House File 2437 as follows:
- 2 1. Page 1, line 16, by inserting after the word

3 "records." the following: "However, a postsecondary
 4 education institution, which adopts a policy to
 5 provide information regarding grades or a violation of
 6 a federal, state, or local law, or institutional rule
 7 or policy governing the use or possession of alcohol
 8 or a controlled substance to the parent or guardian of
 9 a child who is under the age of twenty-one shall not
 10 provide the information unless the institution
 11 receives, on forms provided by the institution,
 12 written authorization signed by the parent or guardian
 13 and the student."

Amendment H-8253 was adopted.

Thomson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2437)

The ayes were, 89:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Cohoon	Davis
Dix	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, 2:

Cormack Doderer

Absent or not voting, 9:

Carroll	Chiodo	Connors	Drees
Jacobs	O'Brien	Parmenter	Tyrrell
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2522, a bill for an act relating to addresses used by persons seeking relief from domestic abuse, was taken up for consideration.

Warnstadt of Woodbury offered the following amendment H-8161 filed by him and Raecker of Polk and moved its adoption:

H-8161

- 1 Amend House File 2522 as follows:
2 1. Page 1, by striking lines 17 through 22 and
3 inserting the following:
4 "1. A person seeking relief from domestic abuse
5 under this chapter may use any of the following
6 addresses as a mailing address for purposes of filing
7 a petition under this chapter, as well as for the
8 purpose of obtaining any utility or other service:
9 a. The mailing address of a shelter or other
10 agency.
11 b. A public or private post office box.
12 c. Any other mailing address, with the permission
13 of the resident of that address.
14 2. A person shall report any change of address,
15 whether designated according to subsection 1 or
16 otherwise, to the clerk of court no more than five
17 days after the previous address on record becomes
18 invalid.
19 3. The file in a domestic abuse case shall be
20 sealed by".
21 2. By renumbering as necessary.

Amendment H-8161 was adopted.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2522)

The ayes were, 91:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Cphoon	Cormack
Davis	Dix	Doderer	Dolecheck
Dotzler	Drake	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
Osterhaus	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 9:

Carroll	Chiodo	Connors	Drees
Jacobs	O'Brien	Parmenter	Tyrrell
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2420, a bill for an act relating to the statute of limitations for filing a sexual abuse or sexual exploitation criminal indictment or information, was taken up for consideration.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2420)

The ayes were, 90:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Cohoon	Cormack
Davis	Dix	Doderer	Dolecheck
Dotzler	Drake	Eddie	Falck
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, 1:

Fallon

Absent or not voting, 9:

Carroll	Chiodo	Connors	Drees
Jacobs	O'Brien	Parmenter	Tyrrell
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2420, 2437 and 2522.**

House File 2517, a bill for an act providing certain procedures related to preserving confidentiality in professional liability cases, was taken up for consideration.

Rants of Woodbury asked and received unanimous consent that House File 2517 be deferred and that the bill be placed on the unfinished business calendar.

House File 2391, a bill for an act establishing a criminal offense relating to theft detection shielding devices and theft detection devices and providing a penalty, was taken up for consideration.

Baudler of Adair moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2391)

The ayes were, 90:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Cphoon	Cormack
Davis	Dix	Doderer	Dolecheck
Dotzler	Drake	Eddie	Falck
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, 1:

Fallon

Absent or not voting, 9:

Carroll
Jacobs
Whitead

Chiodo
O'Brien

Connors
Parmenter

Drees
Tyrrell

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2513, a bill for an act providing for secured transactions under the uniform commercial code, by adopting new Article 9, eliminating conflicting provisions, and providing an effective date, was taken up for consideration.

Shey of Linn offered the following amendment H-8245 filed by him and Parmenter of Story and moved its adoption:

H-8245

- 1 Amend House File 2513 as follows:
- 2 1. Page 3, by striking lines 31 through 33 and
- 3 inserting the following: "respect to software used in
- 4 the goods. The term does not include (i) charters or
- 5 other contracts involving the use or hire of a vessel
- 6 or (ii) records that evidence a right to payment
- 7 arising out of the use of a credit or charge card or
- 8 information contained on or for use with the card. If
- 9 a transaction is evidenced by records that".
- 10 2. Page 11, line 25, by inserting after the words
- 11 ""Original debtor"" the following: ", except as used
- 12 in section 554.9310, subsection 3,".
- 13 3. Page 12, line 20, by inserting after the word
- 14 ""Proceeds"" the following: ", except as used in
- 15 section 554.9609, subsection 2,".
- 16 4. Page 46, line 34, by inserting after the word
- 17 "collateral" the following: "subject to a statute
- 18 specified in subsection 1, paragraph "b"".
- 19 5. Page 47, line 1, by striking the words "or
- 20 leasing".
- 21 6. Page 47, line 3, by striking the words "as
- 22 debtor".
- 23 7. Page 49, line 14, by striking the figure "4"
- 24 and inserting the following: "5".
- 25 8. Page 55, by striking lines 28 and 29 inserting
- 26 the following: "that becomes a lien creditor before
- 27 the earlier of the time:
- 28 (1) The security interest or agricultural lien is
- 29 perfected; or
- 30 (2) One of the conditions specified in section

31 554.9203, subsection 2, paragraph "c" is met and a".
 32 9. Page 82, line 25, by striking the word
 33 "general" and inserting the following: "payment".
 34 10. Page 95, line 20, by inserting after the word
 35 "record" the following: "or pursuant to subsection 2
 36 or 3".
 37 11. Page 99, line 26, by inserting after the word
 38 "effective," the following: "Except as otherwise
 39 provided in section 554.9510, for purposes of section
 40 554.9519, subsection 7, section 554.9522, subsection
 41 1, and section 554.9523, subsection 3, the filing with
 42 the filing office of a termination statement relating
 43 to a financing statement that indicates that the
 44 debtor is a transmitting utility also causes the
 45 effectiveness of the financing statement to lapse."
 46 12. Page 111, by striking lines 6 through 8 and
 47 inserting the following: "services for that office.
 48 The rule must set the fees for filing and".
 49 13. Page 111, by striking lines 16 through 18 and
 50 inserting the following: "authorized by the secretary

Page 2

1 of state's office, the record must be no more than
 2 half the amount of".
 3 14. Page 119, lines 13 and 14, by striking the
 4 words "this section" and inserting the following:
 5 "section 554.9607".
 6 15. Page 120, line 1, by striking the words "this
 7 section" and inserting the following: "section
 8 554.9607".
 9 16. Page 124, line 9, by striking the word "sale"
 10 and inserting the following: "disposition".
 11 17. Page 127, line 15, by inserting after the
 12 word "disposition" the following: "under section
 13 554.9610".
 14 18. Page 128, line 12, by striking the words
 15 "this section" and inserting the following: "section
 16 554.9610".
 17 19. Page 138, lines 27 and 28, by striking the
 18 words "with a request under section 554.9210".
 19 20. Page 140, line 14, by inserting before the
 20 word "statement" the following: "list or".
 21 21. Page 144, line 14, by striking the word and
 22 figure "and 554.9708" and inserting the following:
 23 "554.9708, and 554.9709".
 24 22. Page 148, by inserting after line 24 the
 25 following:
 26 "Sec. **NEW SECTION.** 554.9707 AMENDMENT OF
 27 PRE-EFFECTIVE-DATE FINANCING STATEMENT.
 28 1. PRE-EFFECTIVE-DATE FINANCING STATEMENT. In
 29 this section, "pre-effective-date financing statement"

30 means a financing statement filed before this Act
31 takes effect.

32 2. APPLICABLE LAW. After this Act takes effect, a
33 person may add or delete collateral covered by,
34 continue or terminate the effectiveness of, or
35 otherwise amend the information provided in, a pre-
36 effective-date financing statement only in accordance
37 with the law of the jurisdiction governing perfection
38 as provided in part 3. However, the effectiveness of
39 pre-effective-date financing statement also may be
40 terminated in accordance with the law of the
41 jurisdiction in which the financing statement is
42 filed.

43 3. METHOD OF AMENDING – GENERAL RULE. Except as
44 otherwise provided in subsection 4, if the law of this
45 state governs perfection of a security interest, the
46 information in a pre-effective-date financing
47 statement may be amended after this Act takes effect
48 only if:

49 a. The pre-effective-date financing statement and
50 an amendment are filed in the office specified in

Page 3

1 section 554.9501; or

2 b. An amendment is filed in the office specified
3 in section 554.9501 concurrently with, or after the
4 filing in that office of, an initial financing
5 statement that satisfies section 554.9706, subsection
6 3; or

7 c. An initial financing statement that provides
8 the information as amended and satisfies section
9 554.9706, subsection 3 is filed in the office
10 specified in section 554.9501.

11 4. METHOD OF AMENDING – CONTINUATION. If the law
12 of this state governs perfection of a security
13 interest, the effectiveness of a pre-effective-date
14 financing statement may be continued only under
15 section 554.9705, subsections 4 and 6 or section
16 554.9706.

17 5. METHOD OF AMENDING – ADDITIONAL TERMINATION
18 RULE. Whether or not the law of this state governs
19 perfection of a security interest, the effectiveness
20 of a pre-effective-date financing statement filed in
21 this state may be terminated after this Act takes
22 effect by filing a termination statement in the office
23 in which the pre-effective-date financing statement is
24 filed, unless an initial financing statement that
25 satisfies section 554.9706, subsection 3, has been
26 filed in the office specified by the law of the
27 jurisdiction governing perfection as provided in part
28 3 as the office in which to file a financing

- 29 statement."
 30 23. Page 148, line 25, by striking the figure
 31 "554.9707" and inserting the following: "554.9708".
 32 24. Page 148, line 35, by striking the figure
 33 "554.9708" and inserting the following: "554.9709".
 34 25. Page 149, line 16, by striking the figure
 35 "554.9709" and inserting the following: "554.9710".
 36 26. By renumbering as necessary.

Amendment H-8245 was adopted.

Myers of Johnson offered the following amendment H-8223 filed by him and moved its adoption:

H-8223

- 1 Amend House File 2513 as follows:
 2 1. Page 24, by inserting after line 27 the
 3 following:
 4 . "n. A transfer, other than a transfer pursuant to
 5 chapter 419, by this state or a governmental unit
 6 within this state in connection with a public-finance
 7 transaction or a transaction that would be a public-
 8 finance transaction but for failure to meet the
 9 criterion set forth in section 554.9102, subsection 1,
 10 paragraph "bo", subparagraph (2)."

Amendment H-8223 was adopted.

They of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2513)

The ayes were, 88:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cohoon	Cormack	Davis
Dix	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn

Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	Osterhaus	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, none.

Absent or not voting, 12:

Carroll	Cataldo	Chiodo	Connors
Doderer	Drees	Heaton	Jacobs
O'Brien	Parmenter	Tyrell	Whitead

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2513** be immediately messaged to the Senate.

House File 2525, a bill for an act relating to limitations on recoverable noneconomic damages in legal actions arising out of motor vehicle accidents, was taken up for consideration.

Kreiman of Davis offered the following amendment H-8139 filed by him and moved its adoption:

H-8139

- 1 Amend House File 2525 as follows:
- 2 1. Page 1, line 13, by inserting after the word
- 3 "accident," the following: "This section does not
- 4 prohibit family members of the injured person from
- 5 recovering noneconomic losses."

Roll call was requested by Kreiman of Davis and Sukup of Franklin.

On the question "Shall amendment H-8139 be adopted?" (H.F. 2525)

The ayes were, 15:

Bukta	Cataldo	Davis	Doderer
Fallon	Foege	Ford	Greimann
Jochum	Kreiman	Mascher	May
Mundie	Reynolds	Taylor, D.	

The nays were, 76:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Cohoon	Cormack	Dix	Dolecheck
Dotzler	Drake	Eddie	Falck
Frevert	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Johnson	Kettering	Klemme
Kuhn	Larkin	Larson	Lord
Martin	Mertz	Metcalf	Millage
Myers	Murphy	Nelson-Forbes	Osterhaus
Raecker	Rants	Rayhons	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, T.
Teig	Thomas	Thomson	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Wise	Witt	Mr. Speaker
			Siegrist

Absent or not voting, 9:

Carroll	Chiodo	Connors	Drees
Jacobs	O'Brien	Parmenter	Tyrrell
Whitead			

Amendment H-8139 lost.

Sukup of Franklin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2525)

The ayes were, 90:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Cphoon	Cormack
Davis	Dix	Dolecheck	Dotzler
Drake	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 10:

Carroll	Chiodo	Connors	Doderer
Drees	Jacobs	O'Brien	Parmenter
Tyrrell	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2323, a bill for an act relating to the retention of private attorneys by the state, was taken up for consideration.

Speaker pro tempore Sukup in the chair at 10:15 p.m.

Kreiman of Davis asked and received unanimous consent to withdraw the following amendments:

Amendment H-8082 filed by Kreiman of Davis on February 29, 2000.

Amendment H-8125 filed by Kreiman of Davis on March 1, 2000.

Amendment H-8126 filed by Kreiman of Davis on March 1, 2000.
 Amendment H-8128 filed by Kreiman of Davis on March 1, 2000.
 Amendment H-8132 filed by Parmenter of Story on March 1, 2000.
 Amendment H-8133 filed by Parmenter of Story on March 1, 2000.
 Amendment H-8134 filed by Parmenter of Story on March 1, 2000.
 Amendment H-8135 filed by Parmenter of Story on March 1, 2000.

Kreiman of Davis offered the following amendment H-8127 filed by him and moved its adoption:

H-8127

- 1 Amend House File 2323 as follows:
- 2 1. Page 2, by inserting after line 17 the
- 3 following:
- 4 "Sec. ____ NEW SECTION. 23B.1a WAIVER.
- 5 Any requirement of this chapter may be waived by a
- 6 majority vote of the executive council upon a
- 7 determination by the council that the requirement
- 8 would jeopardize the state's ability to litigate in a
- 9 timely manner."
- 10 2. By renumbering as necessary.

Roll call was requested by Schrader of Marion and Dotzler of Black Hawk.

On the question "Shall amendment H-8127 be adopted?" (H.F. 2323)

The ayes were, 36:

Bell	Bukta	Cataldo	Cohon
Dotzler	Falck	Foege	Ford
Frevert	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mertz	Mundie
Murphy	Myers	Osterhaus	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Wise	Witt

The nays were, 54:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Cormack
Davis	Dix	Dolecheck	Drake
Eddie	Fallon	Garman	Gipp

Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sunderbruch	Teig
Thomson	Van Engelenhoven	Van Fossen	Weidman
Welter	Sukup, Presiding		

Absent or not voting, 10:

Carroll	Chiodo	Connors	Doderer
Drees	Jacobs	O'Brien	Parmenter
Tyrrell	Whitead		

Amendment H-8127 lost.

Millage of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2323)

The ayes were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Cormack
Davis	Dix	Dolecheck	Drake
Eddie	Falck	Fallon	Garman
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Horbach	Houser	Huseman	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Martin	Metcalf
Millage	Nelson-Forbes	Raecker	Rants
Rayhons	Shey	Siegrist, Spkr.	Sunderbruch
Teig	Thomson	Van Engelenhoven	Van Fossen
Weidman	Welter	Sukup, Presiding	

The nays were, 35:

Bell	Bukta	Cataldo	Cphoon
Dotzler	Foegel	Ford	Frevert
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Mundie	Murphy

Myers	Osterhaus	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Wise	Witt	

Absent or not voting, 10:

Carroll	Chiodo	Connors	Doderer
Drees	Jacobs	O'Brien	Parmenter
Tyrrell	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2323 and 2525.**

MOTION TO RECONSIDER (House File 2391)

I move to reconsider the vote by which House File 2391 passed the House on March 8, 2000.

SCHRADER of Marion

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Wednesday, March 8, 2000. Had I been present, I would have voted "aye" on House Concurrent Resolutions 103, 114 and House File 2205.

BRAUNS of Muscatine

I inadvertantly voted "aye" on House File 2323. I meant to vote "nay."

FALCK of Fayette

I was necessarily absent from the House chamber on Wednesday,

March 8, 2000. Had I been present, I would have voted "aye" on House Concurrent Resolutions 103, 114 and House File 2205.

HAHN of Muscatine

I was necessarily absent from the House chamber on March 8, 2000. Had I been present, I would have voted "aye" on House File 2205.

RICHARDSON of Warren

I was necessarily absent from the House chamber on March 8, 2000. Had I been present, I would have voted "aye" on House File 2205.

TEIG of Hamilton

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Eighteen students from Graceland College, Lamoni, accompanied by Professor Bill Russell. By Dolecheck of Ringgold.

Four student members and state officers of the Iowa Association of Family Career and Community Leaders of America, accompanied by LaVonne Gammon, Sandra Miller, Marlene Scott and Nancy McGrew. By Drake of Pottawattamie.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT FOR THE BLIND

A report concerning the plastic and recycled content products as well as soy-based inks regularly purchased by the department, pursuant to Chapter 216B.3(12)(d), Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\489 Kealy Batley, Keokuk – For being named to the All-Southeast Conference Basketball First Team.
- 2000\490 Amanda McMahan, Keokuk – For being named to the All-Southeast Conference Basketball Second Team.
- 2000\491 Bobbi Rose, Keokuk – For being named to the All-Southeast Conference Basketball Second Team.
- 2000\492 Jenna Anderson, Woodrow Wilson Junior High – For receiving 1st place in the 8th - 9th grade category for Best Essays on Women and Science in Engineering in the "Write Women Back Into History" Essay Contest.
- 2000\493 Alexia Abernathy, Cedar Rapids – For receiving a JCPenney National Golden Rule Award for the Youth Category.
- 2000\494 Ryan Gourley, Johnston – For receiving 2nd place in the 8th - 9th grade category in the "Write Women Back Into History" Essay Contest.
- 2000\495 Helen and Richard Hunsaker, Mapleton – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

House File 2537

Appropriations: Hansen, Chair; Horbach and Parmenter.

Senate File 2047

Local Government: Van Engelenhoven, Chair; Arnold and Reynolds.

Senate File 2078

Judiciary: Shey, Chair; Jager and Parmenter.

Senate File 2146

Judiciary: Shey, Chair; Shoultz and Sukup.

Senate File 2220

Judiciary: Kettering, Chair; Ford and Shey.

Senate File 2241

Judiciary: Baudler, Chair; Kettering and Parmenter.

Senate File 2243

Judiciary: Baudler, Chair; Doderer and Thomson.

Senate File 2245

Judiciary: Raecker, Chair; Holveck and Shey.

Senate File 2251

Local Government: Brauns, Chair; Hahn and Mundie.

Senate File 2253

Local Government: Van Engelenhoven, Chair; Arnold and Huser.

Senate File 2265

Judiciary: Jager, Chair; Kreiman and Sukup.

Senate File 2274

Judiciary: Sukup, Chair; Parmenter and Thomson.

Senate File 2275

Judiciary: Shey, Chair; Kreiman and Sukup.

Senate File 2276

Judiciary: Shey, Chair; Bell and Raecker.

Senate File 2282

Judiciary: Shey, Chair; Myers and Raecker.

Senate File 2314

Human Resources: Boddicker, Chair; Blodgett and Kreiman.

Senate File 2325

Judiciary: Jager, Chair; Bell and Larson.

Senate File 2360

Human Resources: Carroll, Chair; Lord and Witt.

Senate File 2371

Environmental Protection: Hahn, Chair; Greiner and Witt.

Senate File 2372

Judiciary: Kettering, Chair; Jager and D. Taylor.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 753**

Ways and Means: Sukup, Chair; Larson and Myers.

House Study Bill 754

Ways and Means: Larson, Chair; Jochum and Sukup.

House Study Bill 755

Ways and Means: Sukup, Chair; Larson and Weigel.

House Study Bill 756

Ways and Means: Raecker, Chair; Boal and Frevert.

House Study Bill 757

Ways and Means: Sukup, Chair; Larson and Myers.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 758 Ways and Means**

Relating to the taxation of property used by the Iowa national guard.

H.S.B. 759 State Government

Requesting appointment of an interim study committee to study defined contribution options for persons covered by the Iowa public employees' retirement system.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Senate File 466, a bill for an act relating to the remediation of agrichemical sites, providing for fees, and providing for the repeal of a section relating to cleanup prioritization.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8261** March 8, 2000.

COMMITTEE ON JUDICIARY

Senate File 2052, a bill for an act relating to the value of property or services obtained through the criminal offense of fraudulent use of a credit card.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8257** March 7, 2000.

Senate File 2092, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8255** March 7, 2000.

COMMITTEE ON STATE GOVERNMENT

Senate File 2242, a bill for an act concerning paid time off for certain peace officer members of the department of public safety injured in the course of duty.

Fiscal Note is not required.

Recommended **Do Pass** March 8, 2000.

Senate File 2266, a bill for an act relating to the department of public defense by changing the number and qualifications of general officers in the Iowa national guard

and increasing the membership of the emergency response commission and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 8, 2000.

RESOLUTION FILED

HR 112, by Fallon, a resolution honoring Melvin and Phyllis Yates.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8254	H.F.	2229	Grundberg of Polk Martin of Scott Metcalf of Polk Nelson-Forbes of Marshall
H—8255	S.F.	2092	Committee on Judiciary
H—8257	S.F.	2052	Committee on Judiciary
H—8258	S.F.	2300	Kreiman of Davis
H—8259	H.F.	2538	Brauns of Muscatine
H—8260	H.F.	2502	Kuhn of Floyd
H—8261	S.F.	466	Committee on Agriculture
H—8265	H.F.	2409	Fallon of Polk
H—8266	H.F.	2527	Fallon of Polk
H—8268	H.F.	2477	Johnson of Osceola
H—8273	H.F.	2442	Gipp of Winneshiek
H—8274	S.F.	2254	Kettering of Sac
H—8275	H.F.	2426	Mascher of Johnson
H—8276	H.F.	2426	Weigel of Chickasaw Shey of Linn
H—8277	H.F.	2426	Mascher of Johnson Garman of Story
H—8278	H.F.	2517	Shey of Linn

On motion by Rants of Woodbury the House adjourned at 10:53 p.m., until 8:45 a.m., Thursday, March 9, 2000.

JOURNAL OF THE HOUSE

Sixtieth Calendar Day - Fortieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 9, 2000

The House met pursuant to adjournment at 8:52 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Russ Burnett, pastor of Colo United Methodist Church, Colo.

The Journal of Wednesday, March 8, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Jacobs of Polk on request of Rants of Woodbury; Parmenter of Story and Whitead of Woodbury on request of Schrader of Marion; O'Brien of Boone, until his arrival, on request of Schrader of Marion.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 8, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2324, a bill for an act relating to DNA profiling.

Also: That the Senate has on March 8, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2348, a bill for an act relating to the loess hills development and conservation authority by creating a hungry canyons alliance and providing membership guidelines for board of directors of the conservation authority and loess hills alliance.

Also: That the Senate has on March 8, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2388, a bill for an act relating to the filing of reports with the secretary of state by corporate entities.

Also: That the Senate has on March 8, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2411, a bill for an act relating to public retirement systems and providing implementation, applicability, and effective dates.

MICHAEL E. MARSHALL, Secretary

SPECIAL PRESENTATION

Foege of Linn introduced to the House Marian Wright Edelman, founder and president of the Children's Defense Fund from Washington, D.C. She addressed the House briefly regarding children's health care.

The House rose and expressed its welcome.

On motion by Rants of Woodbury, the House was recessed at 9:00 a.m., until 10:15 a.m.

LATE MORNING SESSION

The House reconvened at 10:15 a.m., Speaker pro tempore Sukup in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Osterhaus of Jackson on request of Schrader of Marion; Chiodo of Polk, until his arrival, on request of Cataldo of Polk.

INTRODUCTION OF BILL

House File 2541, by committee on ways and means, a bill for an act expanding the number of counties that may designate unincorporated areas containing private lakes as rural improvement zones and setting the limits for the standby taxes imposed in those zones.

Read first time and placed on the **ways and means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 2324, by committee on judiciary, a bill for an act relating to DNA profiling.

Read first time and referred to committee on **judiciary**.

Senate File 2348, by committee on natural resources and environment, a bill for an act relating to the loess hills development and conservation authority by creating a hungry canyons alliance and providing membership guidelines for board of directors of the conservation authority and loess hills alliance.

Read first time and **passed on file**.

Senate File 2388, by committee on state government, a bill for an act relating to the filing of reports with the secretary of state by corporate entities.

Read first time and referred to committee on **state government**.

Senate File 2411, by committee on state government, a bill for an act relating to public retirement systems and providing implementation, applicability, and effective dates.

Read first time and referred to committee on **state government**.

CONSIDERATION OF BILLS

Regular Calendar

House File 2422, a bill for an act relating to funding of the local housing assistance program and providing an effective date, was taken up for consideration.

Bogges of Page moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2422)

The ayes were, 92:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 8:

Chiodo	Jacobs	Johnson	Mertz
O'Brien	Osterhaus	Parmenter	Whitead

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2512, a bill for an act relating to certain violations attributed to motor vehicles rented from motor vehicle rental companies, was taken up for consideration.

Brauns of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2512)

The ayes were, 92:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 8:

Chiodo	Jacobs	Johnson	Mertz
O'Brien	Osterhaus	Parmenter	Whitead

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2378, a bill for an act relating to requirements of and authorizations for schools and area education agencies, and providing an effective date, was taken up for consideration.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2378)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Cphoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 6:

Chiodo	Jacobs	O'Brien	Osterhaus
Parmenter	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2502, a bill for an act relating to fee-supported services provided by a county including the payment of county law enforcement salaries and expenses, was taken up for consideration.

Kuhn of Floyd offered the following amendment H-8260 filed by him and moved its adoption:

H-8260

- 1 Amend House File 2502 as follows:
- 2 1. Page 1, by inserting after line 26 the

3 following:

4 "Sec. _____. INTERIM STUDY ON FUNDING COUNTY
5 SHERIFFS. The legislative council is requested to
6 establish an interim study to study all aspects of the
7 funding of law enforcement services of the office of
8 county sheriff. The findings and recommendations of
9 the study committee shall be reported to the
10 legislative council and the general assembly."

Amendment H-8260 was adopted.

Kuhn of Floyd moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2502)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cphoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Sukup,		
	Presiding		

The nays were, 1:

Greimann

Absent or not voting, 5:

Jacobs
Whitead

O'Brien

Osterhaus

Parmenter

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2378, 2422, 2502 and 2512.**

House File 2430, a bill for an act providing for a study of undergraduate tuition and fees applicable to certain individuals who were placed in foster care or another out-of-home placement, was taken up for consideration.

Foegen of Linn offered the following amendment H-8250 filed by him and moved its adoption:

H-8250

- 1 Amend House File 2430 as follows:
- 2 1. Page 1, line 1, by inserting after the word
- 3 "EXEMPTION" the following: ", INCENTIVE, AND GRANT
- 4 OPTIONS".
- 5 2. Page 1, line 22, by inserting after the word
- 6 "with" the following: "expanding the commission's
- 7 current assistance to youth who are in a foster care
- 8 placement and with".
- 9 3. Page 1, line 25, by inserting after the figure
- 10 "1." the following: "The commission shall also
- 11 consider options for providing undergraduate
- 12 opportunities for eligible students, including
- 13 incentives for foster parents who continue to support
- 14 eligible students after the students become adults."
- 15 4. Page 1, line 33, by inserting after the word
- 16 "eligible," the following: "special forms of support
- 17 necessary for eligible students to achieve academic
- 18 success,".
- 19 5. Page 2, line 1, by inserting after the word
- 20 "implementation" the following: "of the options".

Amendment H-8250 was adopted.

Foege of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2430)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 7:

Drees	Jacobs	Martin	O'Brien
Osterhaus	Parmenter	Whitead	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2435, a bill for an act repealing a provision authorizing the raising of an additional enrichment amount to fund asbestos removal projects, was taken up for consideration.

Boal of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2435)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Weigel	Welter	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 6:

Jacobs	O'Brien	Osterhaus	Parmenter
Warnstadt	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2471, a bill for an act directing the department of education to implement and establish criteria for recognition of performance excellence exemplified by outstanding comprehensive school improvement plans submitted by school districts, was taken up for consideration.

Ford of Polk offered amendment H-8105 filed by him as follows:

H-8105

- 1 Amend House File 2471 as follows:
- 2 1. Page, 1, by inserting after line 17 the
- 3 following:
- 4 "(6) Results of school district efforts to
- 5 eliminate educational inequities in student
- 6 performance among Iowa's minority students as
- 7 identified in district goals and plans under section
- 8 280.18 and results of school district efforts to
- 9 enhance interaction among students of culturally
- 10 diverse backgrounds."

Ford of Polk offered the following amendment H-8188, to amendment H-8105, filed by him and moved its adoption:

H-8188

- 1 Amend the amendment, H-8105, to House File 2471, as
- 2 follows:
- 3 1. Page 1, by striking lines 8 through 10 and
- 4 inserting the following: "280.18."

Amendment H-8188 was adopted.

Ford of Polk moved the adoption of amendment H-8105, as amended.

Amendment H-8105, as amended, was adopted.

Shey of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2471)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck

Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Sukup, Presiding	

The nays were, none.

Absent or not voting, 5:

Jacobs	O'Brien	Osterhaus	Parmenter
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2506, a bill for an act relating to the provision of police protection in cities having a population of less than one thousand two hundred, was taken up for consideration.

Carroll of Poweshiek asked and received unanimous consent to withdraw amendment H-8166 filed by him on March 2, 2000.

Gipp of Winneshiek in the chair at 11:40 a.m.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2506)

The ayes were, 78:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess

Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cormack
Davis	Dix	Doderer	Dolecheck
Dotzler	Drake	Eddie	Fallon
Foege	Ford	Garman	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kuhn	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Myers
Nelson-Forbes	Raecker	Rants	Rayhons
Reynolds	Scherrman	Shey	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Welter
Witt	Gipp, Presiding		

The nays were, 16:

Bell	Cohoon	Connors	Drees
Falck	Frevert	Greimann	Larkin
Murphy	Richardson	Schrader	Shoultz
Taylor, D.	Taylor, T.	Weigel	Wise

Absent or not voting, 6:

Jacobs	Kreiman	O'Brien	Osterhaus
Parmenter	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2430, 2435, 2471 and 2506.**

House File 2474, a bill for an act providing for the adoption of administrative rules incorporating a health services component in the general accreditation standards applicable to school districts, was taken up for consideration.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-8103 filed by Mascher, et al., on February 29, 2000.

Nelson-Forbes of Marshall offered the following amendment H-8124 filed by her and moved its adoption:

H-8124

- 1 Amend House File 2474 as follows:
- 2 1. Page 1, by striking lines 4 through 6 and
- 3 inserting the following: "2001, to require school
- 4 districts and accredited nonpublic schools to adopt
- 5 local policies relating to health services, media
- 6 services programs and guidance programs, as part of
- 7 the general accreditation standards applicable to
- 8 school districts pursuant to section 256.11."
- 9 2. Title page, by striking lines 2 and 3 and
- 10 inserting the following: "requiring school districts
- 11 and accredited nonpublic schools to adopt policies
- 12 relating to health services, media services programs
- 13 and guidance programs as part of the accreditation
- 14 standards applicable to school districts."

Amendment H-8124 was adopted.

Nelson-Forbes of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2474)

The ayes were, 81:

Arnold	Barry	Bell	Blodgett
Boal	Boggess	Bradley	Brauns
Brunkhorst	Bukta	Carroll	Cataldo
Chiodo	Cohoon	Connors	Cormack
Davis	Dix	Doderer	Dolecheck
Dotzler	Drake	Drees	Falck
Fallon	Foege	Ford	Frevort
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Houser	Huseman	Huser
Jenkins	Jochum	Kettering	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Van Fossen	Warnstadt

Weigel
Gipp,
Presiding

Welter

Wise

Witt

The nays were, 13:

Alons
Garman
Sukup
Weidman

Baudler
Horbach
Sunderbruch

Boddicker
Johnson
Tyrrell

Eddie
Klemme
Van Engelenhoven

Absent or not voting, 6:

Jacobs
Parmenter

Jager
Whitead

O'Brien

Osterhaus

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

On motion by Rants of Woodbury, the House was recessed at 12:12 p.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:08 p.m., Speaker Siegrist in the chair.

The House stood at ease at 2:10 p.m., until the fall of the gavel.

The House resumed session at 2:50 p.m., Speaker pro tempore Sukup in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-six members present, twenty-four absent.

INTRODUCTION OF BILL

House File 2542, by committee on ways and means, a bill for an act relating to distributions made to and income from missing property of certain persecuted victims of World War II and their heirs, including effective and retroactive applicability dates.

Read first time and placed on the **ways and means calendar**.

CONSIDERATION OF BILLS
Regular Calendar

House File 2316, a bill for an act relating to the regulation of health organizations for purposes of solvency and establishing a measure for the risk-based capital of a health organization, was taken up for consideration.

Hoffman of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2316)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Wise
Witt	Sukup,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Brunkhorst	Houser	Jacobs	Osterhaus
Parmenter	Whitead		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2505, a bill for an act relating to mental health and developmental disabilities service funding and administrative provisions and providing an effective date, was taken up for consideration.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2505)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cphoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalfe	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Sukup,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Houser	Jacobs	Osterhaus	Parmenter
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2436, a bill for an act delaying the repeal of the school finance formula, was taken up for consideration.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendment H-8091 filed by him on February 29, 2000.

Kreiman of Davis offered amendment H-8119 filed by him as follows:

H-8119

- 1 Amend House File 2436 as follows:
- 2 1. Page 1, by inserting after line 4 the
- 3 following:
- 4 "Sec. ____ LEGISLATIVE REVIEW – SCHOOL FINANCE
- 5 FORMULA. School finance formula provisions enacted as
- 6 a successor to chapter 257 following the repeal of
- 7 that chapter pursuant to this Act shall be subject to
- 8 legislative review every five years. The review shall
- 9 be based upon a school finance formula status report
- 10 to be prepared by the department of education, in
- 11 association with the departments of management and
- 12 revenue and finance. The report shall include
- 13 recommendations for school finance formula changes or
- 14 revisions based upon the results of a survey of all
- 15 school districts in the state soliciting input
- 16 regarding perceived problem areas; demographic
- 17 changes, enrollment trends, and property tax valuation
- 18 fluctuations observed by the departments during the
- 19 preceding five-year interval; an analysis of the
- 20 operation of the school finance formula during the
- 21 preceding five-year interval conducted by the
- 22 departments; recommendations of legislative interim
- 23 committees impacting the school finance formula
- 24 conducted during the preceding five-year period; and a
- 25 summary of issues that have arisen since the previous
- 26 review and potential approaches for their resolution.
- 27 The first such report shall be submitted to the
- 28 general assembly by January 1, 2007, with subsequent
- 29 reports developed and submitted by January 1 of every
- 30 fifth year thereafter."
- 31 2. Title page, line 1, by inserting after the word
- 32 "formula" the following: ", and providing for a
- 33 periodic legislative review".

Kreiman of Davis offered the following amendment H-8281, to amendment H-8119, filed by him from the floor and moved its adoption:

H-8281

- 1 Amend the amendment, H-8119, to House File 2436 as
- 2 follows:
- 3 1. Page 1, by striking lines 14 through 16 and
- 4 inserting the following: "revisions based upon
- 5 demographic".

Amendment H-8281 was adopted.

Kreiman of Davis moved the adoption of amendment H-8119, as amended.

A non-record roll call was requested.

The ayes were 23, nays 50.

Amendment H-8119 lost.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2436)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage

Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Wise	Witt	Sukup, Presiding	

The nays were, none.

Absent or not voting, 5:

Jacobs	Osterhaus	Parmenter	Taylor, D.
Whitead			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Siegrist in the chair at 3:28 p.m.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2316, 2436 and 2505.**

MOTIONS TO RECONSIDER (House File 2474)

I move to reconsider the vote by which House File 2474 passed the House on March 9, 2000.

CORMACK of Webster

I move to reconsider the vote by which House File 2474 passed the House on March 9, 2000.

NELSON-FORBES of Marshall

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on March 8, 2000. Had I been present, I would have voted "aye" on House Files

2323, 2391, 2419, 2420, 2424, 2437, 2470, 2491, 2513, 2519, 2520, 2521, 2522 and 2525.

CARROLL of Poweshiek

I was necessarily absent from the House chamber on March 8 and 9, 2000. Had I been present, I would have voted "aye" on House Files 2323, 2378, 2391, 2419, 2420, 2422, 2430, 2437, 2502, 2512, 2513, 2522 and 2525.

CHIODO of Polk

I was necessarily absent from the House chamber on March 8, 2000. Had I been present, I would have voted "aye" on House File 2513.

HEATON of Henry

I was necessarily absent from the House chamber on March 9, 2000. Had I been present, I would have voted "aye" on House Files 2422 and 2512.

JOHNSON of Osceola

I was necessarily absent from the House chamber on March 8 and 9, 2000. Had I been present, I would have voted "aye" on House Files 2378, 2391, 2419, 2422, 2424, 2430, 2435, 2437, 2470, 2471, 2474, 2491, 2502, 2506, 2512, 2513, 2519, 2520, 2521, 2522, 2525 and "nay" on House File 2323.

O'BRIEN of Boone

I was necessarily absent from the House chamber on Wednesday evening, March 8, 2000. Had I been present, I would have voted "aye" on House Files 2323, 2391, 2420, 2437, 2513, 2522 and 2525.

TYRRELL of Iowa

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Eighteen students from West Marshall, State Center, accompanied by their teacher Carol Eddy. By Garman of Story.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\496 Ben Foutch, Council Bluffs – For winning 2nd place in the Heavyweight class in the Class 3-A division of the 2000 Iowa High School State Wrestling Tournament.
- 2000\497 Keith Massey and the Lewis Central High School Coaching Staff, Council Bluffs – For being the 2000 Class 3-A division State Dual Meet Championship Wrestling Team.
- 2000\498 Keith Massey and the Lewis Central High School Coaching Staff, Council Bluffs – For winning 1st place in the Class 3-A division of the 2000 Iowa State Championship Wrestling Tournament.
- 2000\499 Virgil Moorman, Indianola – For celebrating his 80th birthday.
- 2000\500 Elaine and Harold Brown, Indianola – For celebrating their 50th wedding anniversary.
- 2000\501 Gabe Rostermundt, Council Bluffs – For receiving 2nd place in the 112 lb. weight class in the Class 3-A Division of the 2000 State Wrestling Tournament, and for being a member of the Lewis Central High School Championship Wrestling Team.
- 2000\502 Chad Davis, Council Bluffs – For winning 1st place in the 119 lb. weight class in the Class 3-A Division of the 2000 State Wrestling Tournament, and for being a member of the Lewis Central High School Championship Wrestling Team.
- 2000\503 Trent Paulson, Council Bluffs – For receiving 2nd place in the 135 lb. weight class in the Class 3-A Division of the 2000 State Wrestling Tournament, and for being a member of the Lewis Central High School Championship Wrestling Team.

- 2000\504 Blake Anderson, Council Bluffs – For winning 1st place in the 152 lb. weight class in the Class 3-A Division of the 2000 State Wrestling Tournament, and for being a member of the Lewis Central High School Championship Wrestling Team.
- 2000\505 Emmetsburg Armstrong Ringsted Wrestling Team, Emmetsburg – For winning the Class 2-A High School Wrestling Championship and for winning the 2-A Team Tournament Championship of the 2000 Iowa High School State Wrestling Tournament.
- 2000\506 Pauline and Dean Canaday, Birmingham – For celebrating their 50th wedding anniversary.
- 2000\507 Bertha and August Koster, Onawa – For celebrating their 68th wedding anniversary.
- 2000\508 Ryan Richardson, Avoca – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\509 Jonathan Gress, Avoca – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\510 Zac Weiglein, New Hampton – For winning the NCAA Division III National Wrestling Championship, in the 125 lb. division, for Wartburg College.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2200

Commerce and Regulation: Bradley, Chair; Johnson and Wise.

Senate File 2249

State Government: Brauns, Chair; Bradley and Chiodo.

Senate File 2302

Appropriations: Nelson-Forbes, Chair; Horbach and Murphy.

Senate File 2315

Transportation: Brauns, Chair; Huser and Rayhons.

Senate File 2388

State Government: Holmes, Chair; Jacobs and O'Brien.

Senate File 2411

State Government: Martin, Chair; Arnold, Connors, Gipp, Holmes, Larkin and Whitead.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 759

State Government: Bradley, Chair; Holmes and Larkin.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill, relating to and making appropriations to certain State departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Fiscal Note is not required.

Recommended **Do Pass** March 9, 2000.

COMMITTEE ON HUMAN RESOURCES

Senate File 174, a bill for an act changing a Code reference to the Iowa association of community providers and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 9, 2000.

Senate File 2074, a bill for an act authorizing disclosure of certain information to the legal guardian of an individual receiving assistance or services from the department of human services.

Fiscal Note is not required.

Recommended **Do Pass** March 9, 2000.

COMMITTEE ON JUDICIARY

Senate File 2007, a bill for an act relating to responsibilities of a guardian in procuring professional services for a ward with a physical or mental disability which do not require prior court approval.

Fiscal Note is not required.

Recommended **Do Pass** March 9, 2000.

Senate File 2079, a bill for an act relating to the prohibition of shipping or importing into the state, or the offering for sale, selling, transporting, distributing, or possessing within the state, of cigarettes and tobacco products which were previously exported from or which are manufactured for use outside the United States, making penalties applicable, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8302** March 9, 2000.

Senate File 2142, a bill for an act relating to crime victim compensation.

Fiscal Note is not required.

Recommended **Do Pass** March 9, 2000.

Senate File 2145, a bill for an act relating to the national crime prevention and privacy compact.

Fiscal Note is not required.

Recommended **Do Pass** March 9, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 2299), relating to the funding of state mandates.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 9, 2000.

COMMITTEE ON NATURAL RESOURCES

Senate File 2061, a bill for an act relating to the registration and licensing duties of the county recorder and providing for other properly related matters.

Fiscal Note is not required.

Recommended **Do Pass** March 9, 2000.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2338), relating to distributions made to and income from missing property of certain persecuted victims of World War II and their heirs, including effective and retroactive applicability dates.

Fiscal Note is not required.

Recommended **Do Pass** March 8, 2000.

Committee Bill (Formerly House File 2484), relating to certain school finance formula provisions and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 8, 2000.

Committee Bill (Formerly House Study Bill 652), expanding the number of counties that may designate unincorporated areas containing private lakes as rural improvement zones.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 8, 2000.

AMENDMENTS FILED

H—8279	H.F.	774	Fallon of Polk
H—8280	H.F.	2426	Mascher of Johnson
H—8282	H.F.	2517	Kreiman of Davis
H—8283	H.F.	2517	Kreiman of Davis
H—8284	H.F.	2517	Kreiman of Davis
H—8285	H.F.	2517	Kreiman of Davis
H—8286	H.F.	2517	Kreiman of Davis
H—8287	H.F.	2517	Kreiman of Davis
H—8288	H.F.	2517	Kreiman of Davis
H—8289	H.F.	2517	Kreiman of Davis
H—8290	H.F.	2392	Millage of Scott
H—8291	H.F.	2392	Millage of Scott
H—8292	H.F.	2392	Millage of Scott
H—8293	H.F.	2392	Millage of Scott
H—8294	H.F.	2366	Kreiman of Davis Grundberg of Polk Raecker of Polk Kettering of Sac
H—8295	H.F.	2366	Kreiman of Davis Grundberg of Polk Raecker of Polk Kettering of Sac
H—8296	H.F.	2366	Kreiman of Davis Grundberg of Polk

H—8297	H.F.	2366	Raecker of Polk Kettering of Sac Kreiman of Davis Grundberg of Polk Raecker of Polk
H—8298	H.F.	2366	Kettering of Sac Kreiman of Davis Grundberg of Polk Raecker of Polk
H—8299	H.F.	2426	Kettering of Sac Mascher of Johnson Garman of Story
H—8300	H.F.	2366	Kreiman of Davis
H—8301	H.F.	2396	Dix of Butler
H—8302	S.F.	2079	Committee on Judiciary
H—8303	H.F.	2229	Doderer of Johnson

On motion by Rants of Woodbury the House adjourned at 3:30 p.m., until 1:00 p.m., Monday, March 13, 2000.

JOURNAL OF THE HOUSE

Sixty-fourth Calendar Day - Forty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 13, 2000

The House met pursuant to adjournment at 1:25 p.m., Carroll of Poweshiek in the chair.

Prayer was offered by Reverend Sue Ellen Sherman, pastor of the First United Methodist Church, Dunlap.

The Journal of Thursday, March 9, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Reverend Brian Sherman of the Manilla United Methodist Church.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Osterhaus of Jackson on request of Schrader of Marion; Sukup of Franklin, until his return, on request of Rants of Woodbury.

INTRODUCTION OF BILL

House File 2543, by committee on ways and means, a bill for an act relating to certain school finance formula provisions and providing an effective date.

Read first time and placed on the **ways and means calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 9, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2099, a bill for an act affecting eligibility for the beginning farmer loan program, and providing an effective date.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2238, a bill for an act relating to the use of school improvement technology program and school improvement technology block grant program moneys by school districts and area education agencies to employ or contract with information technology specialists.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2252, a bill for an act eliminating the future repeal of the school finance formula and providing for periodic legislative review.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2256, a bill for an act establishing a pilot project requiring that the state department of transportation purchase soydiesel fuel for use in some of its vehicles, and providing for contingent effectiveness.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2303, a bill for an act relating to judicial administration by providing for benefits applicable to judicial branch employees, the allocation of magistrates, and the manner of making certain noncourt and administrative appointments.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2307, a bill for an act relating to public and workplace safety and wage collection laws administered by the labor commissioner, including changes in the regulation of boilers in places of public assembly and of elevator installers, and of employers under the wage payment collection law.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2344, a bill for an act relating to child and family services administered by the department of human services.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2349, a bill for an act prohibiting a processor from contracting for the care and feeding of swine in this state, making penalties applicable, and providing an effective date.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2366, a bill for an act relating to the purchase, possession, and sale of cigarettes and tobacco products and providing penalties.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2390, a bill for an act relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division.

Also: That the Senate has on March 9, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2395, a bill for an act relating to the creation of an information technology department and making related changes.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2238, by committee on education, a bill for an act relating to the use of school improvement technology program and school improvement technology block grant program moneys by school districts and area education agencies to employ or contract with information technology specialists.

Read first time and referred to committee on **education**.

Senate File 2252, by committee on education, a bill for an act eliminating the future repeal of the school finance formula and providing for periodic legislative review.

Read first time and referred to committee on **education**.

Senate File 2256, by committee on transportation, a bill for an act establishing a pilot project requiring that the state department of transportation purchase soydiesel fuel for use in some of its vehicles, and providing for contingent effectiveness.

Read first time and referred to committee on **transportation**.

Senate File 2303, by committee on judiciary, a bill for an act relating to judicial administration by providing for benefits applicable to judicial branch employees, the allocation of magistrates, and the manner of making certain noncourt and administrative appointments.

Read first time and referred to committee on **judiciary**.

Senate File 2307, by committee on business and labor, a bill for an act relating to public and workplace safety and wage collection laws administered by the labor commissioner, including changes in the regulation of boilers in places of public assembly and of elevator installers, and of employers under the wage payment collection law.

Read first time and referred to committee on **labor and industrial relations**.

Senate File 2344, by committee on human resources, a bill for an act relating to child and family services administered by the department of human services.

Read first time and **passed on file**.

Senate File 2349, by committee on agriculture, a bill for an act prohibiting a processor from contracting for the care and feeding of swine in this state, making penalties applicable, and providing an effective date.

Read first time and referred to committee on **agriculture**.

Senate File 2390, by committee on state government, a bill for an act relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division.

Read first time and **passed on file**.

Senate File 2395, by committee on state government, a bill for an act relating to the creation of an information technology department and making related changes.

Read first time and referred to committee on **state government**.

MOTION TO RECONSIDER PREVAILED

Nelson-Forbes of Marshall called up for consideration the motion to reconsider House File 2474, filed on March 9, 2000, and moved to reconsider the vote by which **House File 2474**, a bill for an act providing for the adoption of administrative rules incorporating a health services component in the general accreditation standards applicable to school districts, passed the House and was placed on its last reading on March 9, 2000.

A non-record roll call was requested.

The ayes were 65, nays none.

The motion prevailed and the House reconsidered House File 2474, placing the motion to reconsider filed by Cormack of Webster on March 9, 2000, out of order.

Nelson-Forbes of Marshall asked and received unanimous consent to reconsider the vote by which amendment H-8124, (found on page 662 of the House Journal) was adopted by the House.

Cormack of Webster offered the following amendment H-8304, to amendment H-8124, filed by him from the floor and moved its adoption:

H-8304

- 1 Amend the amendment, H-8124, to House File 2474, as
- 2 follows:
- 3 1. Page 1, line 8, by inserting after the figure
- 4 "256.11." the following: "This subsection shall be
- 5 applicable strictly for reporting purposes and shall
- 6 not be interpreted to require school districts and
- 7 accredited nonpublic schools to provide or offer
- 8 health services, media services programs, or guidance
- 9 programs."

Amendment H-8304 was adopted.

On motion by Nelson-Forbes of Marshall, amendment H-8124, as amended, was adopted.

Nelson-Forbes of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2474)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohon
Cormack	Davis	Doderer	Dolecheck
Dotzler	Drake	Drees	Falck
Fallon	Foege	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 7:

Connors	Dix	Eddie	Ford
Jacobs	Osterhaus	Sukup	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2474** be immediately messaged to the Senate.

CONSIDERATION OF BILLS
Regular Calendar

House File 2458, a bill for an act relating to aviation transportation and providing an effective date, was taken up for consideration.

Warnstadt of Woodbury offered the following amendment H-8087 filed by him and moved its adoption:

H-8087

- 1 Amend House File 2458 as follows:
- 2 1. Page 2, by striking lines 16 through 19 and
- 3 inserting the following: "shall review existing and
- 4 potential new funding streams for".

Amendment H-8087 was adopted.

Metcalf of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2458)

The ayes were, 91:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Falck	Foege	Frevert
Garman	Gipp	Greimann	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson

Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Carroll,	
		Presiding	

The nays were, 1:

Fallon

Absent or not voting, 8:

Eddie	Ford	Grundberg	Houser
Huser	Jacobs	Osterhaus	Sukup

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2425, a bill for an act relating to knowledge of limitations on authority of managers of limited liability companies by persons dealing with such companies, was taken up for consideration.

Kettering of Sac moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2425)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunckhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Doderer
Dolecheck	Dotzler	Drake	Drees
Falck	Fallon	Foeg	Frevert
Garman	Gipp	Greimann	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig

Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 7:

Dix	Eddie	Ford	Grundberg
Jacobs	Osterhaus	Sukup	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2442, a bill for an act establishing a protocol for visitors to the state capitol, was taken up for consideration.

Gipp of Winneshiek offered the following amendment H-8273 filed by him and moved its adoption:

H-8273

1 Amend House File 2442 as follows:
 2 1. By striking everything after the enacting
 3 clause and inserting the following:
 4 "Section 1. NEW SECTION. 2D.1 INTERNATIONAL
 5 RELATIONS ADVISORY COUNCIL.
 6 1. An international relations advisory council is
 7 created to provide coordination of state and local
 8 international relations activities, through both the
 9 public and private sectors, and to provide
 10 recommendations to the governor and to the general
 11 assembly relating to international relations
 12 activities.
 13 2. The international relations advisory council
 14 shall consist of all of the following members:
 15 a. The co-chairpersons of the international
 16 relations committee established by the legislative
 17 council, or their designees.
 18 b. Two members of the senate who are members of
 19 the international relations committee of the
 20 legislative council, appointed by the majority leader
 21 of the senate, after consultation with the president
 22 of the senate, and the minority leader of the senate,
 23 and two members of the house of representatives who
 24 are members of the international relations committee
 25 of the legislative council, appointed by the speaker
 26 of the house, after consultation with the majority

27 leader and the minority leader of the house of
28 representatives.
29 c. The director of the department of economic
30 development, or the director's designee.
31 d. The secretary of agriculture, or the
32 secretary's designee.
33 e. The director of the department of general
34 services, or the director's designee.
35 f. The director of the department of workforce
36 development, or the director's designee.
37 g. The director of the department of cultural
38 affairs, or the director's designee.
39 h. The director of the department of education, or
40 the director's designee.
41 i. The director of the department of public
42 health, or the director's designee.
43 j. Representatives of agriculture, private
44 business and industry, international programs provided
45 through universities and colleges located in this
46 state, Iowa sister states, the refugee services center
47 of the department of human services, and others,
48 selected by the legislative council, based upon
49 recommendations made by the international relations
50 committee of the legislative council.

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1 3. The co-chairpersons of the international
2 relations committee of the legislative council shall
3 serve as co-chairpersons of the advisory council.
4 4. The executive branch protocol officer and the
5 legislative branch protocol officer shall act in a
6 consultative capacity to the advisory council. The
7 legislative branch protocol officer shall provide
8 staff support to the advisory council.
9 5. The advisory council shall do all of the
10 following:
11 a. Create a statewide network to coordinate
12 international relations activities involving the
13 executive and legislative branches, business and
14 industry, public and private educational institutions,
15 and other entities involved in promoting international
16 relations. The network shall include provision of
17 information to the public via electronic access
18 utilizing the most advanced and cost-effective and
19 efficient technology.
20 b. Coordinate existing resources, provided through
21 state agencies and other entities with international
22 relations expertise, to facilitate international
23 relations activities. Resources shall be utilized in
24 a manner which is most appropriate to the type of
25 international relations activity involved.

- 26 c. Provide continuity, over time, at the state
 27 level in the development and enhancement of
 28 partnerships with international colleagues.
- 29 d. Develop a comprehensive, state international
 30 relations policy and define the state's role in the
 31 international relations arena.
- 32 e. Coordinate efforts with the executive branch
 33 and legislative branch protocol officers.
- 34 f. Sponsor an annual state summit on international
 35 relations capacity to promote international relations
 36 activities in a variety of arenas including but not
 37 limited to international market development and civic,
 38 cultural, and educational opportunities. The summit
 39 should incorporate input from city, county, and state
 40 entities from both the public and private sectors.
- 41 g. Inform and educate the public, workforce,
 42 students, businesses, and state policymakers regarding
 43 the importance of international involvement in both
 44 economic and noneconomic international relations
 45 activities.
- 46 h. Compile reference materials and a listing of
 47 resources to be available to policymakers and the
 48 public in preparing for international relations
 49 activities and travel. The compiled materials and
 50 listing of resources shall be provided via electronic

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- 1 access utilizing the most advanced and cost-effective
 2 and efficient technology.
- 3 Sec. 2. NEW SECTION. 2D.2 INTERNATIONAL
 4 RELATIONS COMMITTEE – PROTOCOL.
- 5 1. The international relations committee of the
 6 legislative council shall establish and utilize
 7 protocol for visitors to the capitol, who may include
 8 state, national, or international visitors. The
 9 protocol established shall include provisions relating
 10 to transportation of visitors to and from the capitol,
 11 the designation of an official point of entry and a
 12 receiving area for visitors, security provisions,
 13 official introduction of visitors to the general
 14 assembly while the general assembly is in session, the
 15 provision of gifts to visitors, and other provisions
 16 appropriate to the visitor's position.
- 17 2. The international relations committee shall
 18 work with the executive branch protocol officer and
 19 with the legislative branch protocol officer in
 20 developing the protocol and in coordinating the visits
 21 of state, national, and international visitors to the
 22 capitol.
- 23 Sec. 3. NEW SECTION. 2D.3 LEGISLATIVE BRANCH
 24 PROTOCOL OFFICER.

25 The legislative service bureau shall employ a
26 legislative branch protocol officer to coordinate
27 activities related to state, national, and
28 international visitors to the state capitol or with an
29 interest in the general assembly, and related to
30 travel of members of the general assembly abroad. The
31 protocol officer shall serve in a consultative
32 capacity and shall provide staff support to the
33 international advisory council. The protocol officer
34 shall also work with the executive branch protocol
35 officer to coordinate state, national, and
36 international relations activities. The legislative
37 branch protocol officer shall submit periodic reports
38 to the international relations committee of the
39 legislative council regarding the visits of state,
40 national, and international visitors and regarding
41 international activities.

42 Sec. 4. NEW SECTION. 2D.4 EXECUTIVE BRANCH
43 PROTOCOL OFFICER.

44 The lieutenant governor, or the lieutenant
45 governor's designee, shall be the executive branch
46 protocol officer. The protocol officer shall serve in
47 a consultative capacity to the international relations
48 advisory council. The protocol officer shall work
49 with the international relations committee of the
50 legislative council and the legislative branch

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1 protocol officer in developing and implementing
2 protocol for state, national, and international
3 visitors to the state capitol and in improving
4 coordination between the legislative and executive
5 branches in international relations activities."
6 2. Title page, by striking line 1, and inserting
7 the following: "An Act relating to international
8 relations including the creation of an international
9 relations advisory council and the designation of
10 legislative and executive branch protocol officers."

Amendment H-8273 was adopted.

Gipp of Winneshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2442)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Falck	Fallon	Foegel
Frevert	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shay
Shultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Carroll, Presiding

The nays were, none.

Absent or not voting, 4:

Eddie	Ford	Osterhaus	Sukup
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2425, 2442 and 2458.**

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2111, a bill for an act providing for a one hundred percent budget guarantee for school districts, and providing an effective date.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 2:17 p.m., until the fall of the gavel.

The House resumed session at 3:35 p.m., Speaker Siegrist in the chair.

SENATE MESSAGES CONSIDERED

Senate File 2111, by committee on education, a bill for an act providing for a one hundred percent budget guarantee for school districts, and providing an effective date.

Read first time and referred to committee on **education**.

Senate File 2366, by committee on human resources, a bill for an act relating to the purchase, possession, and sale of cigarettes and tobacco products and providing penalties.

Read first time and referred to committee on **judiciary**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2141, a bill for an act creating a merchant marine bonus fund and making an appropriation.

Also: That the Senate has on March 13, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2326, a bill for an act relating to funding of certain household hazardous material collection efforts and events.

Also: That the Senate has on March 13, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2364, a bill for an act relating to the residency requirements for city civil service employees.

MICHAEL E. MARSHALL, Secretary

House File 2433, a bill for an act relating to community college governance, was taken up for consideration.

Nelson-Forbes of Marshall offered the following amendment H-8145 filed by her and moved its adoption:

H-8145

- 1 Amend House File 2433 as follows:
- 2 1. Page 1, line 8, by striking the word "Data"
- 3 and inserting the following: "Financial data".
- 4 2. Page 1, line 13, by striking the figure "1"
- 5 and inserting the following: "15".
- 6 3. Page 1, by striking lines 18 through 26 and
- 7 inserting the following:
- 8 "NEW SUBSECTION. 49. Reconcile, with the
- 9 assistance of the community colleges, audited
- 10 financial statements and the certified annual report
- 11 with the financial data submitted to the department.
- 12 The reconciliation shall include an analysis of
- 13 funding by funding source."
- 14 4. By striking page 1, line 29, and inserting the
- 15 following:
- 16 "NEW SUBSECTION. 4. a. The council shall prepare
- 17 a".
- 18 5. Page 1, line 30, by inserting after the word
- 19 "plan" the following: "at least once every five
- 20 years".
- 21 6. Page 1, line 31, by striking the word
- 22 "colleges," and inserting the following: "colleges".
- 23 7. By striking page 1, line 32 through page 2,
- 24 line 2, and inserting the following: "stakeholders.
- 25 The working group shall be composed of eleven members
- 26 appointed as follows:
- 27 (1) The governor shall appoint one member.
- 28 (2) The Iowa association of community college
- 29 trustees shall appoint one member.
- 30 (3) The Iowa association of community college
- 31 presidents shall appoint one member.
- 32 (4) The administrator of the division of community
- 33 colleges and workforce preparation of the department
- 34 of education or the administrator's designee.

- 35 (5) The director of the department of workforce
36 development or the director's designee.
37 (6) The director of the department of economic
38 development or the director's designee.
39 (7) The president of the senate, after
40 consultation with the majority leader of the senate,
41 shall appoint one legislative member.
42 (8) The minority leader of the senate shall
43 appoint one legislative member.
44 (9) The speaker of the house shall appoint one
45 legislative member.
46 (10) The minority leader of the house of
47 representatives shall appoint one legislative member.
48 (11) The speaker of the house shall appoint a
49 representative from a manufacturing operation that
50 utilizes community college services.

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- 1 b. A legislative member is eligible for per diem
2 and expenses as provided in section 2.10.
3 Appointments to the task force are subject to the
4 requirements of sections 69.16 and 69.16A.
5 c. The plan shall be submitted to the state board
6 of education for approval and adoption. However,
7 prior to adoption, the plan shall be submitted to the
8 joint subcommittee on education appropriations for
9 review. By January 1, 2001, and at least every five".
10 8. Page 2, line 10, by inserting after the word
11 "data" the following: "elements".
12 9. Page 2, line 11, by inserting after the word
13 "data" the following: "elements".
14 10. Page 3, by striking lines 15 through 19 and
15 inserting the following:
16 "Sec. __. INITIAL STATEWIDE STRATEGIC PLAN.
17 Notwithstanding section 256.31, subsection 4, the
18 state board of education shall submit a preliminary
19 report regarding the initial statewide strategic plan
20 by December 1, 2000. The department shall approve,
21 adopt, and implement the initial plan by July 1,
22 2001."

Amendment H-8145 was adopted, placing amendment H-8094 filed by Stevens of Dickinson on February 29, 2000, out of order.

Warnstadt of Woodbury offered the following amendment H-8066 filed by him and moved its adoption:

H-8066

- 1 Amend House File 2433 as follows:
- 2 1. Page 2, by striking lines 2 through 6 and
- 3 inserting the following: "implementation."

Amendment H-8066 lost.

Fallon of Polk offered amendment H-8193 filed by him as follows:

H-8193

- 1 Amend House File 2433 as follows:
- 2 1. Page 2, by inserting after line 6 the
- 3 following:
- 4 "Sec. ____ Section 260C.19, Code 1999, is amended
- 5 to read as follows:
- 6 260C.19 ACQUISITION OF SITES AND BUILDINGS.
- 7 Boards of directors of merged areas may acquire
- 8 sites and erect and equip buildings for use by
- 9 community colleges and may contract indebtedness and
- 10 issue bonds to raise funds for such purposes. A
- 11 community college shall not acquire a site, or erect
- 12 and equip buildings for use by the community college
- 13 on a site that is not on or contiguous to the existing
- 14 community college campus unless it can be clearly
- 15 demonstrated that land on or contiguous to the
- 16 existing community college campus is not available."
- 17 2. By renumbering as necessary.

Jacobs of Polk rose on a point of order that amendment H-8193 was not germane.

The Speaker ruled the point well taken and amendment H-8193 not germane.

Fallon of Polk asked for unanimous consent to suspend the rules to consider amendment H-8193.

Objection was raised.

Fallon of Polk moved to suspend the rules to consider amendment H-8193.

A non-record roll call was requested.

The ayes were 31, nays 52.

The motion to suspend the rules lost.

Nelson-Forbes of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2433)

The ayes were, 90:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Eddie	Falck	Fallon
Foege	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Myers
Nelson-Forbes	O'Brien	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, 9:

Drees	Frevort	Murphy	Parmenter
Schrader	Shoultz	Stevens	Warnstadt
Weigel			

Absent or not voting, 1:

Ford

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2477, a bill for an act relating to public improvements and transportation, including procedures for condemnation and highway projects, aircraft registration, and passenger rail service, and providing an effective date, was taken up for consideration.

Huser of Polk offered the following amendment H-8218 filed by her and moved its adoption:

H-8218

- 1 Amend House File 2477 as follows:
- 2 1. Page 1, by striking lines 27 through 32 and
- 3 inserting the following: "notices, view the land
- 4 sought to be condemned and assess the damages which
- 5 the owner will sustain by".
- 6 2. Page 2, by striking lines 15 through 24 and
- 7 inserting the following:
- 8 "**NEW UNNUMBERED PARAGRAPH.** Prior to the meeting of
- 9 the commission, the commission or a commissioner shall
- 10 not communicate with the applicant, property owner, or
- 11 tenant, or their agents, regarding the condemnation
- 12 proceedings. The commissioners shall meet in open
- 13 session to view the property and to receive evidence,
- 14 but shall deliberate in closed session. After closed
- 15 session deliberations commence, the commission and
- 16 each commissioner is prohibited from communicating
- 17 with any party to the proceeding, unless such
- 18 communication occurs in the presence of or with the
- 19 consent of the property owner and the other parties
- 20 who appeared before the commission."
- 21 3. By renumbering as necessary.

Amendment H-8218 was adopted.

Johnson of Osceola offered the following amendment H-8268 filed by him and moved its adoption:

H-8268

- 1 Amend House File 2477 as follows:
- 2 1. By striking page 1, line 21, through page 2,
- 3 line 24.
- 4 2. Page 4, line 12, by striking the figures and
- 5 word "6B.2A, 6B.2B, 6B.4, and 6B.14," and inserting
- 6 the following: "6B.2A and 6B.2B,".
- 7 3. By renumbering as necessary.

Amendment H-8268 lost.

Garman of Story offered the following amendment H-8098 filed by Garman, et al., and moved its adoption:

H-8098

- 1 Amend House File 2477 as follows:
- 2 1. By striking page 3, line 33, through page 4,
- 3 line 10.
- 4 2. By renumbering as necessary.

Amendment H-8098 was adopted.

Huser of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2477)

The ayes were, 87:

Arnold	Barry	Baudler	Bell
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Frevert	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Kettering	Klemme
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Myers	Nelson-Forbes
O'Brien	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, 12:

Alons	Drees	Garman	Jager
Johnson	Kreiman	Mundie	Murphy
Osterhaus	Shoultz	Thomas	Weigel

Absent or not voting, 1:

Ford

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2433 and 2477.**

House File 2321, a bill for an act relating to medical assistance, including eligibility categories and transfer of assets, was taken up for consideration.

Boal of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2321)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson

Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 1:

Ford

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2531, a bill for an act relating to services provided by county officers including funding for emergency medical services and the disposition of lost property, was taken up for consideration.

Weidman of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2531)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt

Weidman
Wise

Weigel
Witt

Welter
Mr. Speaker
Siegrist

Whitead

The nays were, none.

Absent or not voting, 1:

Ford

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2321 and 2531.**

SENATE MESSAGES CONSIDERED

Senate File 2141, by committee on state government, a bill for an act creating a merchant marine bonus fund and making an appropriation.

Read first time and referred to committee on **appropriations.**

Senate File 2326, by committee on natural resources and environment, a bill for an act relating to funding of certain household hazardous material collection efforts and events.

Read first time and **passed on file.**

Senate File 2364, by committee on local government, a bill for an act relating to the residency requirements for city civil service employees.

Read first time and referred to committee on **local government.**

REPORT OF ADMINISTRATION AND RULES COMMITTEE

MR. SPEAKER: Pursuant to Senate Concurrent Resolution 2, your committee on administration and rules submits the following to be employed in the indicated positions, and at the indicated

classification, grades and steps, and the changes in the classification of the indicated officers and employees to be effective on the date indicated:

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legislative Research Analyst III	Lon W. Anderson	35-2 to 35-3	P-FT	03-31-00
Switchboard Operator	Howard S. Cowles	14-2 to 14-3	S-O	04-28-00
Doorkeeper	Herbert J. Beyer	11-1 to 11-2	S-O	03-17-00
Clerk to Chief Clerk	Kathryn M. Farrell	16-2 to 16-3	S-O	03-17-00
Doorkeeper	Charles L. Fogelson	11-1 to 11-2	S-O	03-17-00
Legislative Research Analyst I	Justin D. Hupfer	29-2 to 29-3	P-FT	03-17-00
Legislative Research Analyst	Anna M. Hyatt-Crozier	27-3 to 29-2	P-FT	03-31-00
Legislative Research Analyst I				
Administrative Assistant II to Leader	Carolyn McNeill Gaukel	32-3 to 32-4	P-PT	04-28-00
Doorkeeper	Gerald V. Orman	11-2 to 11-3	S-O	04-14-00
Assistant Finance Officer	Kelly Marie Wacht	21-3 to 21-5	P-FT	04-14-00
Legislative Secretary	Michelle K. Bauer	17-1 to 17-2	S-O	03-17-00
Legislative Committee Secretary	Jill J. Beni	17-1 to 17-2	S-O	03-17-00
Legislative Secretary	Jenna S. Brownell	18-1 to 18-2	S-O	03-17-00
Legislative Secretary	Diane K. Burget	15-1 to 15-2	S-O	03-17-00

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legislative Secretary	Marjorie I. Connors	18-3 to 18-4	S-O	03-31-00
Legislative Secretary	Mary Beth Danzer	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Lindsey R. Dohlman	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	A. Kathleen Eaton	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Doris E. Guess	16-4 to 16-5	S-O	03-17-00
Legislative Secretary	Lynn M. Hoffman	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Ann I. Ihm	17-1 to 17-2	S-O	03-17-00
Legislative Secretary	Patrick R. James	15-1 to 15-2	S-O	03-17-00
Legislative Secretary	Julie K. Johnson	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Karen L. Jostes	15-1 to 15-2	S-O	03-17-00
Legislative Secretary	Benjamin N. Knight	15-1 to 15-2	S-O	03-17-00
Legislative Secretary	Angela J. Langrehr	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Catherine M. Mabry	16-2 to 16-3	S-O	04-14-00
Legislative Committee Secretary	Melba K. Murken	17-1 to 17-2	S-O	03-17-00
Legislative Secretary	Ronna G. O'Brien	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Kathy A. Parmenter	15-1 to 15-2	S-O	03-17-00

<u>Position</u>	<u>Name</u>	<u>Grade and Step</u>	<u>Class of Appointment</u>	<u>Eff. Date</u>
Legislative Secretary	Carolyn J. Ramsay	15-4+2 to 15-5+2	S-O	04-14-00
Legislative Secretary	Janet R. Ramsay	16-2 to 16-3	S-O	04-14-00
Legislative Secretary	Mary Lee A. Stephens	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Wilma R. Scieszinski	16-4 to 16-5	S-O	04-14-00
Legislative Secretary	Vinita J. Smith	17-3 to 17-4	S-O	04-28-00
Legislative Secretary	Thanh K. Truong	16-1	S-O	02-07-00
Legislative Secretary	Jo Ann Thomas	16/4+2 to 16/5+2	S-O	03-03-00
Legislative Secretary	Darlene A. Van Oort	16-1 to 16-2	S-O	03-17-00
Legislative Secretary	Pearl I. White	15-1 to 15-2	S-O	03-17-00

The following are resignations from the officers and employees of the House:

Doorkeeper	Kathleen L. O'Leary			02-03-00
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Pursuant to Senate Concurrent Resolution 2, the following is a list of officers and employees of the Joint Senate/House and their recommended classification grades and steps:

Facilities Manager II	Mark L. Willemsen	38-2 to 38-3	P-FT	03-31-00
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CARROLL of Poweshiek, Chair

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on March 8, 9 and 13, 2000. Had I been present on March 8, I would have voted "aye" on House Files 2323, 2391, 2419, 2420, 2421, 2424, 2437, 2470, 2491, 2513, 2519, 2520, 2521, 2522 and 2525; on March 9, I would

have voted "aye" on House Files 2316, 2378, 2422, 2430, 2435, 2436, 2471, 2474, 2502, 2505, 2506 and 2512; and on March 13, I would have voted "aye" on House Files 2425, 2458 and 2474.

JACOBS of Polk

I was necessarily absent from the House chamber on Thursday, March 9 and early Monday afternoon, March 13, 2000. Had I been present, I would have voted "aye" on House Files 2316, 2378, 2422, 2425, 2430, 2435, 2436, 2442, 2458, 2471, 2474, 2502, 2505, 2506, and 2512.

OSTERHAUS of Jackson

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 9, 2000, he approved and transmitted to the Secretary of State the following bill:

Senate File 2330, an act relating to the regulation of certain low-speed vehicles and making a penalty applicable.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Sixty-five fifth grade students from Hillis Elementary School, Des Moines, accompanied by five Hillis staff members. By Holveck of Polk.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF HUMAN SERVICES

The Annual Report, pursuant to Chapter 160, 1999 Acts of the Seventy-eighth General Assembly.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\511 Ernie Harnisch, Fredericksburg – For celebrating his 80th birthday.
- 2000\512 Agnes O'Hollern, New Hampton – For celebrating her 90th birthday.
- 2000\513 Art and Mona Ackley, New Hampton – For celebrating their 60th wedding anniversary.
- 2000\514 Richard Werthmann, Sr., Davenport -- For celebrating his 90th birthday.
- 2000\515 Glenn and Shirley McKitrick, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\516 Lester and June Cains, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\517 Earl and Nora Young, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\518 William A. and Esther Keasling, Ottumwa – For celebrating their 59th wedding anniversary.
- 2000\519 Paul and Marie King, Ottumwa –For celebrating their 60th wedding anniversary.
- 2000\520 Ora Young-Holman, Ottumwa – For celebrating her 100th birthday.
- 2000\521 Maxine Wilson, Ottumwa – For celebrating her 80th birthday.
- 2000\522 Ellen Hyde, Ottumwa – For celebrating her 103rd birthday.
- 2000\523 Curtis Readell, Ottumwa – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\524 Amy Swisher, Cedar Falls – For being named to the Class 4-A All-Tournament Team and to the Des Moines Register's All-State Team, at the 2000 Iowa Girls State Basketball Tournament.
- 2000\525 Coach Dan List and the Cedar Falls Girls' Basketball Team, Cedar Falls – For winning 2nd place in the Class 2-A Division of the 2000 Iowa High School Girls' State Basketball Tournament.

- 2000\526 Arthur Lang, Hawkeye – For celebrating his 87th birthday.
- 2000\527 Oscar Lentzkow, Independence – For celebrating his 80th birthday.
- 2000\528 Etwina Malven, Maynard – For celebrating her 86th birthday.
- 2000\529 Dorothy and John Kunkle, Oelwein – For celebrating their 50th wedding anniversary.
- 2000\530 Leo "Short" Ellis, Greenfield – For celebrating his 88th birthday.
- 2000\531 Geneva and Gene Crouch, Bayard – For celebrating their 50th wedding anniversary.
- 2000\532 Luella Vaux, Bagley – For celebrating her 90th birthday.
- 2000\533 Irene Doherty Kenyon, Stuart – For celebrating her 90th birthday.
- 2000\534 Eva L. Amfah, Independence – For celebrating her 80th birthday.
- 2000\535 Louise Copeland, Newton – For celebrating her 101st birthday.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2200 Reassigned

Commerce and Regulation: Holmes, Chair; Hoffman and Wise.

Senate File 2256

Transportation: Rayhons, Chair; Johnson and Thomas.

Senate File 2395

State Government: Jacobs, Chair; Bradley and Whitead.

AMENDMENTS FILED

H—8305	H.F.	2392	Richardson of Warren
H—8306	H.F.	2392	Richardson of Warren
H—8307	H.F.	2392	Warnstadt of Woodbury
H—8308	H.F.	2366	Kreiman of Davis Grundberg of Polk Raecker of Polk Kettering of Sac
H—8309	H.F.	2366	Kreiman of Davis Grundberg of Polk Raecker of Polk Kettering of Sac

H—8310	H.F.	2290	Scherrman of Dubuque
H—8311	H.F.	2366	Kreiman of Davis Grundberg of Polk Raecker of Polk Kettering of Sac
H—8312	H.F.	2229	Foege of Linn
H—8313	H.F.	2229	Foege of Linn
H—8314	H.F.	2229	Doderer of Johnson
H—8315	H.F.	2514	Brunkhorst of Bremer
H—8316	H.F.	2508	Houser of Pottawattamie
H—8317	H.F.	2229	Greimann of Story
H—8318	H.F.	2229	Parmenter of Story
H—8319	H.F.	2292	Jacobs of Polk Wise of Lee
H—8320	H.F.	2391	Schrader of Marion Baudler of Adair
H—8321	H.F.	2501	Arnold of Lucas
H—8322	H.F.	2229	Foege of Linn
H—8323	H.F.	2229	Mascher of Johnson
H—8324	H.F.	2229	Mascher of Johnson
H—8325	H.F.	2229	Mascher of Johnson
H—8326	H.F.	2368	Drake of Pottawattamie
H—8327	H.F.	2229	Foege of Linn
H—8328	H.F.	2482	Thomson of Linn
H—8329	H.F.	2229	Parmenter of Story
H—8330	H.F.	2229	Wise of Lee
H—8331	H.F.	2292	Wise of Lee
H—8332	H.F.	2317	Dix of Butler
H—8333	H.F.	2392	Warnstadt of Woodbury
H—8334	H.F.	2514	Lord of Dallas

On motion by Rants of Woodbury the House adjourned at 4:50 p.m., until 8:45 a.m., Tuesday, March 14, 2000.

JOURNAL OF THE HOUSE

Sixty-fifth Calendar Day – Forty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 14, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Bernie Grady, pastor of St. Mary's Catholic Church, Marshalltown.

The Journal of Monday, March 13, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Davis of Wapello, from fourteen constituents favoring House File 2003 to reinstate the practical portion of the cosmetology exam.

INTRODUCTION OF BILL

House File 2544, by committee on local government, a bill for an act relating to the limitation on property taxes for cities and counties and providing an effective date and providing for the Act's applicability.

Read first time and referred to committee on **ways and means**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2213, a bill for an act relating to on-site presence of a pipeline company representative during farmland improvements near pipelines.

Also: That the Senate has on March 13, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2257, a bill for an act relating to juvenile crime prevention and youth development grant fund requirements and providing an effective date.

Also: That the Senate has on March 13, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2375, a bill for an act relating to the taking of deer within a city, the use of artificial light while hunting, and subjecting violators to an existing penalty.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS

Regular Calendar

House File 2368, a bill for an act relating to weight restrictions on certain implements of husbandry and providing for a study, was taken up for consideration.

Drake of Pottawattamie asked and received unanimous consent to withdraw amendment H-8326 filed by him on March 13, 2000.

Johnson of Osceola moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2368)

The ayes were, 71:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Dix
Dolecheck	Dotzler	Drake	Eddie
Falck	Foege	Garman	Gipp
Greiner	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Myers	Nelson-Forbes	Parmenter
Raecker	Rants	Rayhons	Reynolds
Shey	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson

Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Welter	Mr. Speaker	
		Siegrist	

The nays were, 25:

Chiodo	Cohoon	Connors	Cormack
Davis	Doderer	Drees	Ford
Frevert	Greimann	Holveck	Huser
Jochum	Larkin	Mundie	Murphy
O'Brien	Osterhaus	Richardson	Scherrman
Shoultz	Weigel	Whitead	Wise
Witt			

Absent or not voting, 4:

Fallon	Grundberg	Schrader	Stevens
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2027, a bill for an act relating to the construction or acquisition of infrastructure by rural water districts by providing for financing and exempting certain debt instruments from taxation, with report of committee recommending passage, was taken up for consideration.

Klemme of Plymouth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2027)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering

Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 2:

Fallon Stevens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2254, a bill for an act relating to actions on certain older claims to real estate, was taken up for consideration.

Kettering of Sac moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2254)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May

Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Fallon Heaton Stevens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2027, 2254 and 2368.**

House File 2163, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty, with report of committee recommending amendment and passage, was taken up for consideration.

SENATE FILE 2300 SUBSTITUTED FOR HOUSE FILE 2163

Sunderbruch of Scott asked and received unanimous consent to substitute Senate File 2300 for House File 2163.

With the substitution of Senate File 2300 the following amendments are out of order:

Committee amendment H-8064 by the committee on natural resources filed on February 25, 2000.

Amendment H-8131 filed by Kreiman of Davis on March 1, 2000.

Amendment H-8154 filed by Kreiman of Davis on March 1, 2000.

Senate File 2300, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty, was taken up for consideration.

Sunderbruch of Scott offered the following amendment H-8335 filed by him from the floor and moved its adoption:

H-8335

- 1 Amend Senate File 2300, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 10, by inserting before the word
- 4 "game" the following: "fur-bearing".
- 5 2. Page 1, line 11, by inserting before the word
- 6 "game" the following: "fur-bearing".
- 7 3. Page 1, line 16, by inserting before the word
- 8 "game" the following: "fur-bearing".
- 9 4. Page 1, line 21, by inserting before the word
- 10 "game" the following: "fur-bearing".

Amendment H-8335 was adopted.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8258 filed by him on March 8, 2000.

Sunderbruch of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2300)

The ayes were, 91:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Foege
Ford	Frevert	Garman	Gipp
Greiner	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Lord	Martin	May	Mertz

Metcalf	Millage	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, 4:

Doderer	Greimann	Mascher	Mundie
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Absent or not voting, 5:

Fallon	Grundberg	Jager	Larson
Stevens			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2163 WITHDRAWN

Sunderbruch of Scott asked and received unanimous consent to withdraw House File 2163 from further consideration by the House.

House File 2480, a bill for an act relating to motor vehicle registration periods and providing an effective date, was taken up for consideration.

Garman of Story offered the following amendment H-8130 filed by her and moved its adoption:

H-8130

- 1 Amend House File 2480 as follows:
- 2 1. Page 2, line 8, by striking the words
- 3 "~~November~~ October" and inserting the following:
- 4 "November".
- 5 2. Page 2, by striking lines 10 through 15 and
- 6 inserting the following: "the registration year. A
- 7 fee shall".
- 8 3. Page 2, line 18, by inserting after the word
- 9 "delinquency." the following: "However, except for a
- 10 vehicle registered under chapter 326, when such a
- 11 vehicle is registered in November, the vehicle may be

12 registered for the remaining unexpired months of the
 13 registration year or for the remaining unexpired
 14 months of the registration year and for the next
 15 registration year, upon payment of the applicable
 16 registration fees."

17 4. Page 2, by striking lines 21 through 23 and
 18 inserting the following: "month after the beginning
 19 of the registration year or succeeding months the
 20 registration fee shall be prorated for the remaining".

21 5. Page 2, by striking lines 24 through 31 and
 22 inserting the following: "unexpired months of the
 23 registration year. a fee shall not be required for
 24 the month".

25 6. Page 2, line 33, by inserting after the word
 26 "delinquency." the following: "However, when a
 27 vehicle registered on a birth month basis is
 28 registered during the eleventh month of the
 29 registration year, the vehicle may be registered for
 30 the remaining unexpired months of the registration
 31 year or for the remaining unexpired months of the
 32 registration year and for the next registration year,
 33 upon payment of the applicable registration fees."

34 7. Page 3, line 9, by striking the word "January"
 35 and inserting the following: "July".

Amendment H-8130 was adopted.

Garman of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2480)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Lord	Martin	Mascher	May

Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Fallon Larson Stevens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2480** be immediately messaged to the Senate.

SENATE MESSAGES CONSIDERED

Senate File 2213, by committee on natural resources and environment, a bill for an act relating to on-site presence of a pipeline company representative during farmland improvements near pipelines.

Read first time and referred to committee on **commerce and regulation**.

Senate File 2257, by committee on human resources, a bill for an act relating to juvenile crime prevention and youth development grant fund requirements and providing an effective date.

Read first time and referred to committee on **human resources**.

Senate File 2375, by committee on natural resources and environment, a bill for an act relating to the taking of deer within a

city, the use of artificial light while hunting, and subjecting violators to an existing penalty.

Read first time and referred to committee on **natural resources**.

On motion by Rants of Woodbury, the House was recessed at 9:38 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:00 p.m., Speaker pro tempore Sukup in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Speaker Siegrist, until his arrival, on request of Rants of Woodbury.

INTRODUCTION OF BILL

House File 2545, by committee on appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Read first time and placed on the **appropriations calendar**.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2367, a bill for an act relating to the information collected through termination of pregnancy reporting.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2367, by committee on human resources, a bill for an act relating to the information collected through termination of pregnancy reporting.

Read first time and referred to committee on **human resources**.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-six members present, twenty-four absent.

SPECIAL PRESENTATION

Klemme of Plymouth introduced to the House the reigning Mrs. Iowa, Sheila Zollman from Le Mars.

The House rose and expressed its welcome.

CONSIDERATION OF BILLS

Regular Calendar

House File 2463, a bill for an act relating to the department of personnel by providing for the duties of the department, the administration of the department, and benefits provided state employees, and providing effective and retroactive applicability dates, was taken up for consideration.

Jacobs of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2463)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis

Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 2:

Siegrist, Spkr. Stevens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2393, a bill for an act relating to the certification of persons as confinement site manure applicators, providing for fees, and making penalties applicable, was taken up for consideration.

Parmenter of Story offered the following amendment H-8109 filed by him and moved its adoption:

H-8109

- 1 Amend House File 2393 as follows:
- 2 1. Page 1, by inserting after line 6 the
- 3 following:
- 4 "Sec. ____ Section 455B.203A, subsection 3,
- 5 paragraph b, Code Supplement 1999, is amended to read
- 6 as follows:
- 7 b. A person required to be certified as a
- 8 confinement site manure applicator must be certified
- 9 by the department every three years. The However, if

10 the person is exempt from paying the certification fee
 11 because a family member has paid a certification fee
 12 as provided in this section, the person's
 13 certification shall expire on the same date that the
 14 paid family member's certification expires. a person
 15 shall be certified after completing an educational
 16 program which shall consist of an examination required
 17 to be passed by the person or two hours of continuing
 18 instructional courses which the person must attend
 19 each year in lieu of passing the examination."
 20 2. By renumbering as necessary.

Amendment H-8109 was adopted.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2393)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalfe
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Siegrist, Spkr. Stevens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Dix of Butler in the chair at 1:37 p.m.

House File 2511, a bill for an act providing that the course for drinking drivers shall be taught by community colleges and licensed substance abuse programs, requiring participation in substance abuse awareness programs by all persons under the age of twenty-one who drive with a blood alcohol concentration level of .02 or more, and making related changes, was taken up for consideration.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2511)

The ayes were, 73:

Alons	Baudler	Blodgett	Boddicker
Boguess	Bradley	Brunkhorst	Bukta
Chiodo	Cphoon	Cormack	Doderer
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Ford
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Hoffman
Holmes	Huser	Jacobs	Jager
Jenkins	Jochum	Kettering	Klemme
Kreiman	Kuhn	Larkin	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Siegrist, Spkr.	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Warnstadt	Weidman
Weigel	Whitead	Wise	Witt
Dix,			
Presiding			

The nays were, 24:

Arnold	Barry	Bell	Boal
Brauns	Carroll	Cataldo	Connors
Davis	Dolecheck	Frevert	Heaton
Holveck	Horbach	Huseman	Johnson
Larson	Nelson-Forbes	O'Brien	Shey
Shoultz	Van Engelenhoven	Van Fossen	Welter

Absent or not voting, 3:

Houser	Schrader	Stevens
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2393, 2463 and 2511.**

The House stood at ease at 2:25 p.m., until the fall of the gavel.

The House resumed session at 3:27 p.m., Dix of Butler in the chair.

House File 2461, a bill for an act relating to redistricting by providing for senatorial elections subsequent to redistricting, the relationship of legislative and congressional district boundaries, and multi-director school district terms, was taken up for consideration.

Martin of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2461)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon

Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Warnstadt	Weidman	Welter	Whitead
Wise	Witt	Dix, Presiding	

The nays were, none.

Absent or not voting, 5:

Jager	Jenkins	Stevens	Van Fossen
Weigel			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2510, a bill for an act relating to operating while intoxicated, including ignition interlock provisions, was taken up for consideration.

Blodgett of Cerro Gordo offered the following amendment H-8117 filed by him and moved its adoption:

H-8117

- 1 Amend House File 2510 as follows:
- 2 1. Page 1, by striking lines 4 through 11 and
- 3 inserting the following:
- 4 "(2) Assessment of a fine of one thousand dollars.
- 5 However, in the discretion of the court, if no
- 6 personal or property injury has resulted from the
- 7 defendant's actions, the court may waive up to five
- 8 hundred dollars of the fine may be waived when the
- 9 defendant presents to the court at the end of the

- 10 minimum period of ineligibility, a temporary
 11 restricted license issued pursuant to 321J.20, or, at
 12 the end of the full period of revocation, an
 13 operator's license issued by the department. As an
 14 alternative to a portion or all of the fine, the court
 15 may order the person to perform unpaid community
 16 service."

Amendment H-8117 was adopted.

Blodgett of Cerro Gordo moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2510)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Dix, Presiding

The nays were, 1:

Davis

Absent or not voting, 3:

Siegrist, Spkr.

Stevens

Van Fossen

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2461 and 2510.**

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Speaker Siegrist, until his return, on request of Rants of Woodbury.

MOTION TO RECONSIDER PREVAILED

Jochum of Dubuque called up for consideration the motion to reconsider Senate File 2300, filed on March 14, 2000, and moved to reconsider the vote by which **Senate File 2300**, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty, passed the House and was placed on its last reading on March 14, 2000.

A non-record roll call was requested.

The ayes were 66, nays none.

The motion prevailed and the House reconsidered Senate File 2300.

Speaker pro tempore Sukup in the chair at 3:57 p.m.

Kreiman of Davis offered the following amendment H-8339 filed by him from the floor and moved its adoption:

H-8339

- 1 Amend Senate File 2300, as passed by the Senate, as
- 2 follows:

- 3 1. Page 1, line 21, by inserting after the word
 4 "fish" the following: "with the intent of obstructing
 5 or harassing another person who is lawfully hunting,
 6 fishing, or fur harvesting".

Amendment H-8339 was adopted.

Sunderbruch of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2300)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 4:

Kuhn	Siegrist, Spkr.	Stevens	Van Fossen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MOTION TO RECONSIDER PREVAILED

Schrader of Marion called up for consideration the motion to reconsider House File 2391, filed on March 8, 2000, and moved to reconsider the vote by which **House File 2391**, a bill for an act establishing a criminal offense relating to theft detection shielding devices and theft detection devices and providing a penalty, passed the House and was placed on its last reading on March 8, 2000.

A non-record roll call was requested.

The ayes were 61, nays none.

The motion prevailed and the House reconsidered House File 2391.

Schrader of Marion offered the following amendment H-8320 filed by him and Baudler of Adair and moved its adoption:

H-8320

- 1 Amend House File 2391 as follows:
- 2 1. Page 1, line 21, by striking the words "this
- 3 section" and inserting the following: "subsection 1
- 4 or 3".
- 5 2. Page 1, by inserting after line 22 the
- 6 following:
- 7 "6. A person who violates subsection 2 commits the
- 8 following:
- 9 a. A simple misdemeanor if the value of the goods,
- 10 wares, or merchandise does not exceed two hundred
- 11 dollars.
- 12 b. A serious misdemeanor if the value of the
- 13 goods, wares, or merchandise exceeds two hundred
- 14 dollars."

Amendment H-8320 was adopted.

Baudler of Adair moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2391)

The ayes were, 89:

Alons
Bell

Arnold
Blodgett

Barry
Boal

Baudler
Boddicker

Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Johnson	Kettering	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	O'Brien
Osterhaus	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, 6:

Fallon	Ford	Klemme	Nelson-Forbes
Parmenter	Shoultz		

Absent or not voting, 5:

Jochum	Kreiman	Siegrist, Spkr.	Stevens
Van Fossen			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2391** and **Senate File 2300**.

House File 2327, a bill for an act relating to county levy and expenditure authority involving the risk pool and county mental health, mental retardation, and developmental disabilities services fund by authorizing appropriations from the fund for capital assets used exclusively for purposes of the services fund, authorizing associated county general fund levies and expenditures, and

including transition, effective, and applicability dates, and other related provisions, was taken up for consideration.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2327)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Boal	Boddicker	Boggest
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cphoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Sunderbruch
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 6:

Blodgett	Mundie	Siegrist, Spkr.	Stevens
Taylor, D.	Van Fossen		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Gipp of Winneshiek in the chair at 4:16 p.m.

House File 2292, a bill for an act requesting a legislative study to review the mission, structure, responsiveness, and funding of the area education agencies, was taken up for consideration.

Jacobs of Polk offered the following amendment H-8319 filed by her and Wise of Lee and moved its adoption:

H-8319

- 1 Amend House File 2292 as follows:
- 2 1. Page 1, line 8, by inserting after the word
- 3 "agencies." the following: "The review shall include
- 4 but not be limited to the fiscal policies and types of
- 5 services provided by area education agencies, with a
- 6 focus on whether access to those services is equitable
- 7 statewide and on the capacity of the public and
- 8 private sectors to provide those services."

Amendment H-8319 was adopted.

Wise of Lee offered the following amendment H-8331 filed by him and moved its adoption:

H-8331

- 1 Amend House File 2292 as follows:
- 2 1. Page 1, line 17, by inserting after the word
- 3 "achievement;" the following: "evaluate the adequacy
- 4 of resources available to area education agencies to
- 5 provide the assistance to school districts as required
- 6 of area education agencies under the Code;"

Amendment H-8331 was adopted.

Mascher of Johnson offered the following amendment H-8046 filed by her and moved its adoption:

H-8046

- 1 Amend House File 2292 as follows:
- 2 1. Page 1, line 20, by inserting after the word
- 3 "agencies" the following: ", public libraries,"

Amendment H-8046 was adopted.

Wise of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2292)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carrroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Shoultz	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Gipp, Presiding

The nays were, none.

Absent or not voting, 4:

Schrader	Siegrist, Spkr.	Stevens	Van Fossen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2486, a bill for an act relating to the taking of fish and game by establishing residency requirements and methods of taking fish and subjecting violators to an existing penalty, was taken up for consideration.

Myers of Johnson offered the following amendment H-8184 filed by him:

H-8184

1 Amend House File 2486 as follows:

2 1. Page 1, by inserting after line 18 the
3 following:

4 "Sec. ____ Section 481A.123, subsection 1, Code
5 1999, is amended to read as follows:

6 1. A person shall not discharge a firearm or shoot
7 or attempt to shoot a game or fur-bearing animal
8 within two hundred yards of a building inhabited by
9 people or domestic livestock or within two hundred
10 yards of a feedlot unless the owner or tenant has
11 given consent. However, within the corporate limits
12 of a city, a person may take deer with a firearm
13 within fifty yards of a building inhabited by people
14 or domestic livestock, or a feedlot pursuant to an
15 approved special deer population control plan if the
16 person obtains permission of the owner or tenant of
17 the building or feedlot."

18 2. Page 2, by inserting after line 5 the
19 following:

20 "Sec. ____ Section 724.1, subsection 8, Code 1999,
21 is amended to read as follows:

22 8. Any mechanical device specifically constructed
23 and designed so that when attached to a firearm
24 silences, muffles or suppresses the sound when fired.
25 However, this subsection does not apply to a
26 mechanical device possessed and used by a person
27 solely for the purpose of shooting a deer pursuant to
28 an approved city special deer population control plan
29 if the person has a valid federal permit to possess
30 and use the mechanical device."

31 3. Title page, line 2, by inserting after the
32 word "requirements" the following: ", authorizing the
33 taking of deer and the use of certain mechanical
34 devices for taking deer within a city,".

Division was requested as follows:

Lines 2 through 17, Division A.

Lines 18 through 34, Division B.

On motion by Myers of Johnson amendment H-8184A was adopted.

On motion by Myers of Johnson amendment H-8184B was adopted.

Brauns of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2486)

The ayes were, 85:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Cohoon
Connors	Dix	Doderer	Dolecheck
Dotzler	Drake	Drees	Falck
Fallon	Foege	Ford	Garman
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Tyrell	Warnstadt
Welter	Whitead	Wise	Witt
Gipp, Presiding			

The nays were, 9:

Chiodo	Cormack	Davis	Eddie
Frevert	Nelson-Forbes	Shoultz	Van Engelenhoven
Weidman			

Absent or not voting, 6:

Klemme	Siegrist, Spkr.	Stevens	Thomson
Van Fossen	Weigel		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2292, 2327 and 2486.**

House File 2518, a bill for an act relating to probate law, including assessment of court costs, certain notification provisions, certain distributions to minors, the effect of dissolution of marriage on will provisions, and powers of attorney, was taken up for consideration.

Millage of Scott offered the following amendment H-8222 filed by him and moved its adoption:

H-8222

- 1 Amend House File 2518 as follows:
- 2 1. Page 1, by striking lines 1 through 6.
- 3 2. Title page, lines 1 and 2, by striking the
- 4 words "assessment of court costs,".
- 5 3. By renumbering as necessary.

Amendment H-8222 was adopted.

Kreiman of Davis offered the following amendment H-8156 filed by him and Larson of Linn and moved its adoption:

H-8156

- 1 Amend House File 2518 as follows:
- 2 1. Page 3, by inserting after line 33 the
- 3 following:
- 4 "Sec. ____ Section 633.1102, subsection 15, as
- 5 enacted by 1999 Iowa Acts, chapter 125, section 2, is
- 6 amended to read as follows:
- 7 15. "Term" or "terms", when used in relation to a
- 8 trust, means the manifestation of the settlor's intent
- 9 regarding a trust's provisions at the time of the
- 10 trust's creation or amendment. "Term" includes those
- 11 concepts expressed directly in writing, as well as
- 12 those inferred from constructional preferences or
- 13 rules, or by other proof admissible under the rules of
- 14 evidence.
- 15 Sec. ____ Section 633.2106, subsections 1 and 2,
- 16 as enacted by 1999 Iowa Acts, chapter 125, section 13,
- 17 are amended to read as follows:

18 1. Where the owner of property gratuitously
19 transfers the property and manifests in the trust
20 instrument an intention that the transferee should
21 hold the property in trust but the trust fails, the
22 transferee holds the trust estate as a resulting trust
23 for the transferor or the transferor's estate, unless
24 all either of the following is true:
25 a. The transferor manifested in the trust
26 instrument an intention that no resulting trust should
27 arise.

28 b. The intended trust fails for illegality and the
29 policy against unjust enrichment of the transferee is
30 outweighed by the policy against giving relief to a
31 person who has entered into an illegal transaction.

32 2. Where the owner of property gratuitously
33 transfers the property subject to a trust which is
34 properly declared and which has been fully performed
35 without exhausting the trust estate, the trustee holds
36 the surplus as a resulting trust for the transferor or
37 the transferor's estate, unless the transferor
38 manifested in the trust instrument an intention that
39 no resulting trust of the surplus should arise.

40 Sec. ____ Section 633.2201, as enacted by 1999
41 Iowa Acts, chapter 125, section 15, is amended to read
42 as follows:

43 **633.2201 TERMINATION OR MODIFICATION OF TRUST.**

44 1. In addition to the methods specified in
45 sections 633.2202 through 633.2205, a trust terminates
46 when any of the following occurs:

- 47 a. The term of the trust expires.
48 b. The trust purpose is fulfilled.
49 c. The trust purpose becomes unlawful or
50 impossible to fulfill.

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1 d. The trust is revoked.
2 2. On termination of a trust, the trustee may
3 exercise the powers necessary to wind up the affairs
4 of the trust and distribute the trust property to
5 those entitled to the trust property.

6 3. For purposes of sections 633.2202 through
7 633.2205, a beneficiary is limited to a person that is
8 an eligible recipient of income or principal, or would
9 receive principal or income from the trust if it were
10 terminated.

11 Sec. ____ Section 633.2203, as enacted by 1999
12 Iowa Acts, chapter 125, section 17, is amended to read
13 as follows:

14 **633.2203 MODIFICATION OR TERMINATION OF**
15 **IRREVOCABLE TRUST IF NO MATERIAL PURPOSE.**

16 1. An irrevocable trust may be terminated or

17 modified either by the court ~~or upon~~ with the consent
 18 of all of the beneficiaries if continuance of the
 19 trust on the same or different terms is not necessary
 20 to carry out a material purpose.

21 ~~2. Upon petition to the court by the settlor,~~
 22 ~~trustee, or other interested person, the court may set~~
 23 ~~aside an improper termination or modification by the~~
 24 ~~beneficiaries.~~

25 ~~3. 2.~~ Upon termination of the trust, the ~~trustee~~
 26 court shall distribute order the distribution of trust
 27 property in accordance with the probable intention of
 28 the settlor ~~or as agreed by the beneficiaries.~~

29 ~~4. 3.~~ For purposes of this section, the consent of
 30 a person who may bind a beneficiary is considered the
 31 consent of the beneficiary.

32 Sec. ____ 1999 Iowa Acts, chapter 125, is amended
 33 by adding the following new section:

34 SEC. 110. NEW SECTION. 633.2203a MODIFICATION OF
 35 ADMINISTRATIVE PROVISIONS BY COURT FOR CHANGE OF
 36 CIRCUMSTANCES.

37 On petition by a trustee or beneficiary, the court
 38 may modify the administrative provisions of the trust,
 39 if, owing to circumstances not known to the settlor
 40 and not anticipated by the settlor, the continuation
 41 of the trust under its terms would defeat or
 42 substantially impair the accomplishment of the
 43 purposes of the trust. If necessary to carry out the
 44 purposes of the trust, the court may order the trustee
 45 to do acts that are not authorized or are forbidden by
 46 the trust instrument.

47 Sec. ____ Section 633.2206, subsection 1, as
 48 enacted by 1999 Iowa Acts, chapter 125, section 20, is
 49 amended to read as follows:

50 1. A trustee, without approval of court, may

Page 3

1 combine two or more trusts with substantially similar
 2 beneficial interests unless the trust is a court
 3 reporting trust.

4 Sec. ____ Section 633.2207, as enacted by 1999
 5 Iowa Acts, chapter 125, section 21, is amended to read
 6 as follows:

7 633.2207 DIVISION OF TRUSTS.

8 1. Without approval of a court, a trustee may
 9 divide a trust into two or more separate trusts with
 10 substantially similar terms if the division will not
 11 defeat or substantially impair the accomplishment of
 12 the trust purposes or the rights of the beneficiaries
 13 unless the trust is a court reporting trust.

14 2. On petition by a trustee or beneficiary, the
 15 court may divide a trust into two or more separate

16 trusts, whether or not their terms are similar, if the
 17 court determines that dividing the trust is in the
 18 best interest of the beneficiaries and will not defeat
 19 or substantially impair the accomplishment of the
 20 trust purposes or the rights of the beneficiaries. To
 21 facilitate the division, the trustee may divide the
 22 trust assets in kind, by pro rata or non-pro rata
 23 division, or by any combination of the methods.

24 Sec. ____ Section 633.3101, subsection 1, as
 25 enacted by 1999 Iowa Acts, chapter 125, section 25, is
 26 amended to read as follows:

27 1. ~~The competency necessary to~~ To create, revoke,
 28 or modify a revocable trust, ~~that contains dispositive~~
 29 ~~provisions upon the death of the settlor is the same~~
 30 ~~as the competency required to make a will~~ must be
 31 competent. An aggrieved person shall have all causes
 32 of action and remedies available to the aggrieved
 33 person in attacking the creation, revocation, or
 34 modification of a revocable trust as one would if
 35 attacking the propriety of the execution of a will.

36 Sec. ____ Section 633.3104, subsection 2, as
 37 enacted by 1999 Iowa Acts, chapter 125, section 28, is
 38 amended to read as follows:

39 2. Following the death of a settlor, the property
 40 of a revocable trust subject to the settlor's power of
 41 revocation at the time of death is subject to the
 42 claims of the settlor's creditors and costs of
 43 administration of the settlor's estate to the extent
 44 of the value of the property over which the ~~settlor's~~
 45 settlor had a power of revocation ~~and, if the~~
 46 settlor's estate is inadequate to satisfy those claims
 47 and costs.

48 Sec. ____ Section 633.3107, subsection 1, as
 49 enacted by 1999 Iowa Acts, chapter 125, section 31, is
 50 amended to read as follows:

Page 4

1 1. If, after executing a revocable trust, the
 2 settlor is divorced or the settlor's marriage is
 3 dissolved, all provisions in the trust in favor of the
 4 settlor's spouse including, but not limited to,
 5 dispositions, appointments of property, and
 6 nominations to serve in any fiduciary or
 7 representative capacity are revoked by divorce or
 8 dissolution of marriage.

9 Sec. ____ Section 633.3108, as enacted by 1999
 10 Iowa Acts, chapter 125, section 32, is amended to read
 11 as follows:

12 633.3108 LIMITATION ON CONTEST OF REVOCABLE TRUST.

13 Unless notice is given as provided in section
 14 633.3109, the following provisions shall apply:

15 1. Unless previously barred by adjudication,
 16 consent, or other limitation, a proceeding to contest
 17 the validity of a revocable trust must be brought no
 18 later than one year following the death of the
 19 settlor.

20 2. Unless the trustee is a party to a pending
 21 proceeding contesting its validity, six months
 22 following the death of the settlor, the trustee of a
 23 revocable trust may assume the trust's validity and
 24 proceed to distribute the trust property in accordance
 25 with the terms of the trust, without liability for so
 26 doing. Liability for an improper distribution in such
 27 a case is solely on the beneficiaries.

28 ~~3. If notice is given pursuant to section~~
 29 ~~633.3109, the six month period in subsection 2 is~~
 30 ~~ineffectual and the applicable time period shall be~~
 31 ~~determined by section 633.3109.~~

32 Sec. ____ Section 633.3109, as enacted by 1999
 33 Iowa Acts, chapter 125, section 33, is amended to read
 34 as follows:

35 633.3109 NOTICE TO CREDITORS, HEIRS, SPOUSE, AND
 36 BENEFICIARIES.

37 1. As used in this section, "intestate heir" means
 38 only such person as would, in an intestate estate, be
 39 entitled to a share under section 633.219, subsection
 40 1, 2, ~~or 3,~~ or 4.

41 2. a creditor of a deceased settlor of a revocable
 42 trust must bring suit to enforce its claim against the
 43 assets of the decedent's trust within one year of the
 44 decedent's death or be forever barred from collection
 45 against the trust assets. If a probate administration
 46 is commenced for the decedent and notice is properly
 47 given pursuant to section 633.230 or 633.304, a
 48 creditor's rights shall be determined under those
 49 sections and section 633.3104.

50 3. If no notice is given to creditors and heirs

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1 pursuant to subsection ~~1~~ 2, a creditor's rights may be
 2 established or terminated if the trustee gives notice
 3 as follows:

4 a. The trustee shall publish a notice once each
 5 week for two consecutive weeks in a daily or weekly
 6 newspaper of general circulation published in the
 7 county in which the settlor was domiciled decedent was
 8 a resident at the time of death, and in any county of
 9 which the decedent was a nonresident but in which some
 10 real estate of the trust is located. If the decedent
 11 was not a resident of Iowa, but the principal place of
 12 administration is in Iowa, the trustee shall publish
 13 notice in the county that is the principal place of

14 administration pursuant to section 633.6102.

15 b. If the decedent was a nonresident of the county
16 in which some real estate of the trust is located, and
17 at any time during the pendency of the trust
18 administration the trustee has knowledge of the name
19 and address of a person believed to own or possess a
20 claim which will not, or may not, be paid or otherwise
21 satisfied during administration, the trustee shall
22 provide a notice by ordinary mail to each such
23 claimant at the claimant's last known address.

24 c. As soon as practicable, the trustee shall give
25 a notice by ordinary mail to the surviving spouse, the
26 intestate heirs of the decedent, and each beneficiary
27 under the trust whose identities are reasonably
28 ascertainable, at such person's last known addresses.

29 d. The notice in paragraphs "a", "b", and "c"
30 shall include notification of the decedent's death,
31 and the fact that any action to contest the validity
32 of the trust must be brought within the later to occur
33 of sixty days from the date of the second publication
34 of the notice made pursuant to paragraph "a" or thirty
35 days from the date of mailing of the notice pursuant
36 to paragraph "b" or "c". a person who does not make a
37 claim within the appropriate period is forever barred.

38 e. The trustee shall give notice to debtors to
39 make payment, and to creditors having claims against
40 the trust assets to mail proof of their claim to the
41 trustee via certified mail, return receipt requested,
42 within the later to occur of sixty days from the
43 second publication of the notice or thirty days from
44 the date of mailing of the notice, or thereafter be
45 forever barred.

46 4. The notice described in subsection 3 shall be
47 substantially in the following form:

48 To all persons regarding _____, deceased,
49 who died on or about _____,
50 (year)____. You are hereby notified that _____

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1 is the trustee of the _____ Trust. At this time,
2 no probate administration is contemplated with regard
3 to the above-referenced decedent's estate.

4 Any action to contest the validity of the trust
5 must be brought in the District Court of
6 _____ County, Iowa, within the later to
7 occur of sixty days from the date of second
8 publication of this notice, or thirty days from the
9 date of mailing this notice to all heirs of the
10 decedent, spouse of the decedent, and beneficiaries
11 under the trust whose identities are reasonably
12 ascertainable. Any claim not filed within this period

13 shall be forever barred.

14 Notice is further given that all persons indebted
15 to the decedent or to the trust are requested to make
16 immediate payment to the undersigned trustee.
17 Creditors having claims against the trust must mail
18 them to the trustee at the address listed below via
19 certified mail, return receipt requested. Unless
20 creditor claims are mailed by the later to occur of
21 sixty days from the second publication of this notice
22 or thirty days from the date of mailing this notice, a
23 claim shall be forever barred, unless otherwise
24 allowed or paid.

25 Dated this _____ day of _____, (year) _____.

26 _____ Trust

27 _____

28 Trustee

29 Address: _____

30 _____

31 Date of second publication _____ day of _____,
32 (year) _____.

33 5. The claimant either must receive satisfaction
34 of its claim ~~within sixty days of mailing its claim to~~
35 ~~the trustee~~, or must file suit against the trust to
36 enforce collection of the creditor's claim within
37 sixty days of mailing its claim to the trustee. The
38 trustee and creditor may agree to extend the
39 limitations period for filing an action to enforce the
40 claim. If the claimant fails to properly file its
41 claim within the established time period or bring an
42 action to enforce its claim within the established
43 time period, the creditor's claim shall be forever
44 barred.

45 Sec. ____ Section 633.3111, subsection 2, as
46 enacted by 1999 Iowa Acts, chapter 125, section 35, is
47 amended to read as follows:

48 2. A trustee shall be entitled to indemnification
49 from the beneficiaries for all amounts paid to
50 creditors under this section, to the extent of

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1 distributions made.

2 Sec. ____ Section 633.4101, as enacted by 1999
3 Iowa Acts, chapter 125, section 36, is amended to read
4 as follows:

5 633.4101 ACCEPTANCE OR REJECTION OF TRUST BY
6 DECLINATION TO SERVE AS TRUSTEE.

7 1. A person named as trustee accepts the office of
8 trustee by doing one of the following:

- 9 a. Signing the trust instrument, or signing a
10 separate written acceptance.
- 11 b. Except as provided in subsection 3, knowingly

12 accepting delivery of the trust property or exercising
 13 powers or performing duties as trustee.
 14 2. a person named as trustee who has not yet
 15 accepted the office of trustee may in writing ~~reje~~
 16 ~~the trust decline to serve as trustee.~~
 17 3. If there is an immediate risk of damage to the
 18 trust property, the person named as trustee may act to
 19 preserve the trust property without accepting the
 20 office of trustee, if within a reasonable time after
 21 acting, the person delivers a written ~~rejection of the~~
 22 ~~trust declination to serve~~ to the settlor, or if the
 23 settlor is dead or lacks capacity, to the
 24 beneficiaries eligible to receive income or principal
 25 distributions from the trust.
 26 Sec. ____ Section 633.4104, subsection 1, as
 27 enacted by 1999 Iowa Acts, chapter 125, section 39, is
 28 amended to read as follows:

29 1. The person named as trustee ~~rejects the trust~~
 30 ~~declines to serve as trustee.~~

31 Sec. ____ Section 633.4105, as enacted by 1999
 32 Iowa Acts, chapter 125, section 40, is amended to read
 33 as follows:

34 633.4105 FILLING VACANCY.

35 ~~1. For purposes of this section, "adult~~
 36 ~~beneficiaries" shall not include either of the~~
 37 ~~following:~~

38 ~~a. Beneficiaries who are not competent and are not~~
 39 ~~represented by a guardian, conservator, or agent.~~

40 ~~b. Beneficiaries who are not entitled or eligible~~
 41 ~~to receive trust income or a distribution of principal~~
 42 ~~were the trust to terminate at the time the agreement~~
 43 ~~is made.~~

44 ~~2. 1. A trustee must be appointed to fill a~~
 45 ~~vacancy in the office of the trustee only if the trust~~
 46 ~~has no trustee or the terms of the trust require a~~
 47 ~~vacancy in the office of cotrustee to be filled.~~

48 ~~3. 2. A vacancy in the office of trustee shall be~~
 49 ~~filled according to the following:~~

50 a. By the person named in or nominated pursuant to

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1 the method specified by the terms of the trust.

2 b. If the terms of the trust do not name a person
 3 or specify a method for filling the vacancy, or if the
 4 person named or nominated pursuant to the method
 5 specified fails to accept, one of the following
 6 methods shall be used:

7 ~~(1) By a trust company designated by agreement of~~
 8 ~~the adult beneficiaries specified in subsection 1.~~

9 ~~(2) (1) By majority vote of all adult~~
 10 ~~beneficiaries and the parent or legal guardian~~

11 representative of any minor or incompetent
 12 beneficiary, as defined by section 633.6303.
 13 (3) (2) By a person appointed by the court on
 14 petition of an interested person or of a person named
 15 as trustee by the terms of the trust. The court, in
 16 selecting a trustee, shall consider any nomination
 17 made by the adult beneficiaries and representatives.
 18 3. Beneficiaries entitled to vote are those who
 19 are currently entitled or eligible to receive trust
 20 income or a distribution of principal if the trust
 21 were to terminate at the time of the vote.

22 Sec. ____ Section 633.4107, subsection 1, as
 23 enacted by 1999 Iowa Acts, chapter 125, section 42, is
 24 amended to read as follows:

25 1. A trustee may be removed in accordance with the
 26 terms of the trust, ~~by the court on its own motion,~~ or
 27 on petition of a settlor, cotrustee, or beneficiary
 28 under section 633.6202.

29 Sec. ____ Section 633.4111, subsection 2,
 30 paragraph b, as enacted by 1999 Iowa Acts, chapter
 31 125, section 46, is amended to read as follows:

32 b. Each beneficiary who was given the last
 33 preceding ~~account~~ accounting.

34 Sec. ____ Section 633.4504 as enacted by 1999 Iowa
 35 Acts, chapter 125, section 76, is amended to read as
 36 follows:

37 633.4504 LIMITATION OF ACTION AGAINST TRUSTEE
 38 FOLLOWING FINAL ACCOUNT.

39 1. Unless previously barred by adjudication,
 40 consent, or other limitation, a claim against a
 41 trustee for breach of trust is barred as to a
 42 beneficiary who has received a final account or other
 43 report adequately disclosing the existence of the
 44 claim, unless a proceeding to assert the claim is
 45 commenced within one year after the ~~later~~ earlier
 46 of the receipt of the ~~account~~ accounting or report ~~or of~~
 47 the termination of the trust relationship between the
 48 trustee and beneficiary. An account or report
 49 adequately discloses the existence of a claim if it
 50 provides sufficient information so that the

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1 beneficiary knows of the claim or reasonably should
 2 have inquired into its existence.

3 2. For the purpose of subsection 1, a beneficiary
 4 is deemed to have received an account or report in the
 5 following instances:

6 a. In the case of an adult who is reasonably
 7 capable of understanding the account or report, if it
 8 is received by the adult personally.

9 b. In the case of an adult who is not reasonably

10 capable of understanding the account or report, if it
 11 is received by the adult's legal representative,
 12 including a guardian ad litem or other person
 13 appointed for this purpose.
 14 c. In the case of a minor, if it is received by
 15 the minor's guardian or conservator or, if the minor
 16 does not have a guardian or conservator, if it is
 17 received by a parent of the minor who does not have a
 18 conflict of interest.
 19 3. Any claim for breach of trust against a trustee
 20 who has presented a final report to a beneficiary more
 21 than one year prior to the effective date of this Act
 22 shall be time barred unless some exception stated in
 23 this section applies which tolls the statute. Any
 24 claim arising under this section within one year of
 25 the effective date of the Act shall be time barred
 26 after one year unless an exception applies to toll the
 27 statute.
 28 Sec. ____ 1999 Iowa Acts, chapter 125, section 69
 29 is repealed."
 30 2. Title page, line 1, by inserting after the
 31 word "probate" the following: "and trust".
 32 3. Title page, line 4, by striking the words "and
 33 powers of attorney" and inserting the following:
 34 "powers of attorney, and making certain amendments to
 35 the Iowa trust code".

Amendment H-8156 was adopted.

Baudler of Adair moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2518)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevvert
Garman	Greimann	Greiner	Grundberg
Hahn	Hansen	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman

Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Gipp, Presiding	

The nays were, none.

Absent or not voting, 5:

Heaton	Hoffman	Siegrist, Spkr.	Stevens
Van Fossen			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 2494, a bill for an act providing for the application of compost material to land for use for the production of organic agricultural products, was taken up for consideration.

Horbach of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2494)

The ayes were, 92:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Greimann	Greiner	Grundberg	Hahn
Hansen	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher

May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Shoultz	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Gipp, Presiding

The nays were, 1:

Schrader

Absent or not voting, 7:

Bogges	Heaton	Hoffman	Holmes
Siegrist, Spkr.	Stevens	Van Fossen	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Cataldo of Polk, until his return, on request of Schrader of Marion.

House File 2329, a bill for an act extending the time period to qualify for certain linked investment programs and providing an effective date, was taken up for consideration.

Teig of Hamilton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2329)

The ayes were, 91:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Drees

Eddie	Fallon	Foege	Ford
Frevert	Garman	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Whitead	Witt	Gipp,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Cataldo	Doderer	Falck	Hoffman
Siegrist, Spkr.	Stevens	Sukup	Welter
Wise			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2329, 2494 and 2518.**

House File 2376, a bill for an act relating to veterans preference in public employment, was taken up for consideration.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2376)

The ayes were, 52:

Alons	Barry	Baudler	Blodgett
Boal	Boddicker	Boguess	Bradley
Brauns	Brunkhorst	Carroll	Cormack
Davis	Dix	Dolecheck	Eddie
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Metcalf	Millage
Nelson-Forbes	O'Brien	Parmenter	Raecker
Rants	Rayhons	Shey	Sukup
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Gipp, Presiding

The nays were, 45:

Arnold	Bell	Bukta	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drake	Drees	Falck	Fallon
Foege	Ford	Frevert	Garman
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Martin
Mascher	May	Mertz	Mundie
Murphy	Myers	Osterhaus	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Sunderbruch	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

Absent or not voting, 3:

Cataldo	Siegrist, Spkr.	Stevens
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Sukup of Franklin in the chair at 5:30 p.m.

House File 2206, a bill for an act providing for the waiver or variance of administrative rules by state agencies, with report of committee recommending amendment and passage, was taken up for consideration.

Bradley of Clinton offered the following amendment H-8041 filed by the committee on state government and moved its adoption:

H-8041

- 1 Amend House File 2206 as follows:
 2 1. Page 1, line 7, by striking the words "a
 3 statute".
 4 2. Page 1, by striking lines 8 through 10 and
 5 inserting the following: "the agency has jurisdiction
 6 over the rule and the waiver or variance is consistent
 7 with any applicable statute, constitutional provision,
 8 or other provision of".
 9 3. Page 1, line 18, by striking the words "to the
 10 petitioner".

The committee amendment H-8041 was adopted.

Bradley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2206)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 2:

Siegrist, Spkr. Stevens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2206 and 2376.**

House File 2366, a bill for an act establishing a procedure for ordering outpatient mental health treatment, was taken up for consideration.

Kreiman of Davis offered the following amendment H-8296 filed by Kreiman, et al., and moved its adoption:

H-8296

- 1 Amend House File 2366 as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:
- 4 "Section 1. Section 144B.2, Code 1999, is amended
- 5 to read as follows:
- 6 144B.2 DURABLE POWER OF ATTORNEY FOR HEALTH CARE.
- 7 1. A durable power of attorney for health care
- 8 authorizes the attorney in fact to make health care
- 9 decisions for the principal if the durable power of
- 10 attorney for health care substantially complies with
- 11 the requirements of this chapter. a durable power of
- 12 attorney for health care may be executed with regard
- 13 to decisions related to the principal's physical
- 14 condition, mental condition, or both physical and
- 15 mental conditions.
- 16 2. A document executed prior to May 8, 1991,
- 17 purporting to create a durable power of attorney for
- 18 health care shall be deemed valid if the document
- 19 specifically authorizes the attorney in fact to make
- 20 health care decisions and is signed by the principal."
- 21 2. Title page, line 1, by inserting after the
- 22 word "Act" the following: "relating to mental health
- 23 commitments, by".
- 24 3. Title page, line 2, by inserting after the

25 word "treatment" the following: ", and relating to
 26 execution of powers of attorney for mental or physical
 27 conditions".
 28 4. By renumbering as necessary.

Amendment H-8296 was adopted.

Kreiman of Davis offered amendment H-8297 filed by Kreiman, et al., and requested division as follows:

H-8297

1 Amend House File 2366 as follows:

H-8297A

2 1. Page 1, by inserting after line 19 the
 3 following:
 4 "Sec. ____ Section 229.13, Code 1999, is amended
 5 by adding the following new unnumbered paragraph:
 6 NEW UNNUMBERED PARAGRAPH. The order entered by the
 7 court under this section shall continue for one year,
 8 subject to the provisions for discharge and
 9 termination under section 229.16, and the provisions
 10 for renewal of the order after a review hearing,
 11 pursuant to section 229.16A.
 12 Sec. ____ NEW SECTION. 229.16a REVIEW HEARING.
 13 1. For any respondent who is subject to an order
 14 to receive hospitalization or treatment under this
 15 chapter, a review hearing may be conducted once every
 16 twelve months to determine whether or not the
 17 respondent shall remain under order to receive
 18 hospitalization or treatment, upon application by any
 19 party to the proceeding, or upon the court's own
 20 motion.
 21 2. The review hearing shall be held no more than
 22 sixty days after the filing of an application or
 23 motion for a review hearing.
 24 3. The court may enter an order pursuant to
 25 section 229.10 to ensure that a current psychological
 26 evaluation is on file prior to the time of the review
 27 hearing. The order shall not include detention
 28 pursuant to section 229.11 unless the respondent is
 29 already committed to inpatient treatment, or unless
 30 there is no other reasonable alternative for obtaining
 31 the evaluation.
 32 4. At the review hearing, all rights, procedures,
 33 and standards applicable in an initial hearing under
 34 this chapter shall apply.
 35 5. The court shall order the continued

36 hospitalization or treatment of the respondent for
37 another one-year period if the court finds that the
38 contention that the respondent has a serious mental
39 impairment is sustained by clear and convincing
40 evidence."

H-8297B

41 2. Title page, line 1, by inserting after the
42 word "Act" the following: "relating to mental health
43 commitments, by".

H-8297A

44 3. Title page, line 2, by inserting after the
45 word "treatment" the following: ", and making certain
46 related changes to inpatient commitment procedures".
47 4. By renumbering as necessary.

Kreiman of Davis offered the following amendment H-8308, to amendment H-8297A, filed by Kreiman, et al., and moved its adoption:

H-8308

1 Amend the amendment, H-8297, to House File 2366, as
2 follows:
3 1. Page 1, lines 25 and 26, by striking the words
4 "psychological evaluation" and inserting the
5 following: "report of a physician's examination,
6 conducted pursuant to the procedures in section
7 229.10,".
8 2. Page 1, line 27, by inserting after the word
9 "hearing." the following: "For purposes of this
10 section, "current" means a report of a physician's
11 examination completed no more than seven days prior to
12 the hearing."

Amendment H-8308 was adopted.

On motion by Kreiman of Davis amendment H-8297A, as amended, was adopted.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8297B.

Kreiman of Davis offered amendment H-8298 filed by Kreiman, et al., and requested division as follows:

H-8298

1 Amend House File 2366 as follows:

H-8298A

2 1. Page 1, by inserting after line 19 the
3 following:
4 "Sec. ____ Section 229.7, Code 1999, is amended to
5 read as follows:
6 229.7 SERVICE OF NOTICE UPON RESPONDENT.
7 Upon the filing of an application for involuntary
8 hospitalization, the clerk shall docket the case and
9 immediately notify a district court judge, district
10 associate judge, or magistrate who is admitted to the
11 practice of law in this state, who shall review the
12 application and accompanying documentation. If the
13 application is adequate as to form, the court may set
14 a time and place for a hearing on the application, if
15 feasible, but the hearing shall not be held less than
16 forty-eight hours after notice to the respondent
17 unless the respondent waives such minimum prior notice
18 requirement. The court shall direct the clerk to send
19 copies of the application and supporting
20 documentation, together with a notice informing the
21 respondent of the procedures required by this chapter,
22 to the sheriff or the sheriff's deputy for immediate
23 service upon the respondent. If the respondent is
24 taken into custody under section 229.11, service of
25 the application, documentation and notice upon the
26 respondent shall be made at the time the respondent is
27 taken into custody. The process server shall serve
28 the respondent in plain clothes via an unmarked
29 vehicle, if the judge, magistrate, or referee so
30 requires, unless the sheriff's department does not
31 have access to an unmarked vehicle."
32 2. Page 5, line 3, by inserting after the word
33 "requires" the following: ", unless the process
34 server does not have an unmarked vehicle".

H-8298B

35 3. Title page, line 2, by inserting after the
36 word "treatment" the following: ", and making certain
37 related changes to inpatient commitment procedures".
38 4. By renumbering as necessary.

Kreiman of Davis offered the following amendment H-8311, to amendment H-8298A, filed by Kreiman, et al., and moved its adoption:

H-8311

- 1 Amend the amendment, H-8298, to House File 2366, as
- 2 follows:
- 3 1. Page 1, by striking lines 27 through 31 and
- 4 inserting the following: "taken into custody. The
- 5 judge, magistrate, or judicial hospitalization referee
- 6 shall require the sheriff to utilize plain clothes and
- 7 an unmarked vehicle, unless the sheriff demonstrates
- 8 good cause for waiver of the requirement."
- 9 2. Page 1, by striking lines 32 through 34 and
- 10 inserting the following:
- 11 " ___. Page 5, by striking lines 1 through 3, and
- 12 inserting the following: "respondent. The judge,
- 13 magistrate, or judicial hospitalization referee shall
- 14 require the process server to utilize plain clothes
- 15 and an unmarked vehicle, unless the process server
- 16 demonstrates good cause for waiver of the
- 17 requirement." "
- 18 3. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 39, nays 48.

Amendment H-8311 lost.

Kreiman of Davis moved the adoption of amendment H-8298A.

A non-record roll call was requested.

The ayes were 44, nays 47.

Amendment H-8298A lost.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8298B.

Kreiman of Davis offered the following amendment H-8295 filed by Kreiman, et al., and moved its adoption:

H-8295

- 1 Amend House File 2366 as follows:
- 2 1. Page 3, line 21, by inserting after the word
- 3 and figure "section 229.1," the following: "within
- 4 the previous five years,".

Amendment H-8295 was adopted.

Kreiman of Davis offered amendment H-8294 filed by Kreiman, et al., as follows:

H-8294

- 1 Amend House File 2366 as follows:
- 2 1. Page 19, by inserting after line 27 the
- 3 following:
- 4 "Sec. ____ NEW SECTION. 229B.23a PROVISION OF
- 5 MATERIALS REGARDING POWERS OF ATTORNEY FOR MENTAL
- 6 HEALTH TREATMENT.
- 7 1. The department of human services, in
- 8 consultation with the office of attorney general,
- 9 shall develop a summary of the procedures involved for
- 10 execution of a durable power of attorney for mental
- 11 health treatment, and if requested, shall provide
- 12 assistance in completing the forms.
- 13 2. The summary shall be provided by the
- 14 department, at the department's expense, by a method
- 15 that uses best efforts to ensure that all consumers of
- 16 mental health services in this state have the
- 17 opportunity to receive the information."
- 18 2. By renumbering as necessary.

Kreiman of Davis offered the following amendment H-8309, to amendment H-8294, filed by Kreiman, et al., and moved its adoption:

H-8309

- 1 Amend the amendment, H-8294, to House File 2366, as
- 2 follows:
- 3 1. Page 1, line 17, by inserting after the word
- 4 "information." the following: "In addition to any
- 5 other distribution pursuant to this subsection, a copy
- 6 of the summary shall also be provided by the hospital
- 7 or other institution to every inpatient psychiatric
- 8 patient upon discharge from the hospital or other
- 9 institution."

Amendment H-8309 was adopted.

On motion by Kreiman of Davis amendment H-8294, as amended, was adopted.

Kreiman of Davis offered the following amendment H-8300 filed by him and moved its adoption:

H-8300

- 1 Amend House File 2366 as follows:
- 2 1. Page 20, by striking lines 19 and 20.

Amendment H-8300 was adopted.

Kreiman of Davis moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2366)

The ayes were, 42:

Alons	Barry	Baudler	Blodgett
Boguess	Brauns	Cataldo	Chiodo
Connors	Cormack	Dix	Frevert
Gipp	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Jacobs	Jenkins	Kettering
Kreiman	Larson	Martin	Mertz
Metcalf	Nelson-Forbes	O'Brien	Raecker
Rants	Reynolds	Schrader	Shey
Thomas	Thomson	Tyrrell	Van Fossen
Welter	Sukup, Presiding		

The nays were, 54:

Arnold	Bell	Boal	Boddicker
Bradley	Brunkhorst	Bukta	Carroll
Cohoon	Davis	Doderer	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Ford
Garman	Greimann	Huseman	Huser
Jager	Jochum	Johnson	Klemme
Kuhn	Larkin	Lord	Mascher
May	Millage	Mundie	Murphy
Myers	Osterhaus	Parmenter	Rayhons
Richardson	Scherrman	Shoultz	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Van Engelenhoven
Warnstadt	Weidman	Weigel	Whitead
Wise	Witt		

Absent or not voting, 3:

Greiner	Siegrist, Spkr.	Stevens
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Under the provision of Rule 76, conflict of interest, Holveck of Polk refrained from voting.

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

House File 2514, a bill for an act relating to licensure requirements for physician assistants and providing an effective date, was taken up for consideration.

Lord of Dallas offered the following amendment H-8241 filed by him and moved its adoption:

H-8241

- 1 Amend House File 2514 as follows:
- 2 1. Page 1, by striking lines 1 through 15.
- 3 2. By renumbering as necessary.

Amendment H-8241 was adopted.

Brunkhorst of Bremer offered the following amendment H-8315 filed by him and moved its adoption:

H-8315

- 1 Amend House File 2514 as follows:
- 2 1. Page 3, line 12, by striking the word "with"
- 3 and inserting the following: "under".
- 4 2. Page 3, line 15, by inserting after the word
- 5 "osteopathy" the following: ", and who is actively
- 6 engaged in the practice of medicine and surgery,
- 7 osteopathic medicine and surgery, or osteopathy".
- 8 3. Page 3, line 33, by striking the word "July"
- 9 and inserting the following: "January".
- 10 4. Page 4, line 3, by striking the word "July"
- 11 and inserting the following: "January".

Amendment H-8315 was adopted.

Lord of Dallas offered amendment H-8334 filed by him as follows:

H-8334

- 1 Amend House File 2514 as follows:
- 2 1. By striking page 3, line 35, through page 4,

- 3 line 2, and inserting the following: "approved
4 program."
5 2. Page 4, by inserting after line 8 the
6 following:
7 "aa. Evidence of passing the national commission
8 on certification of physician assistants examination
9 or its successor examination."
10 3. Page 4, line 13, by inserting after the word
11 "assistants" the following: ", in consultation with
12 the board of medical examiners".
13 4. By relettering as necessary.

Metcalf of Polk asked and received unanimous consent to withdraw amendment H-8347, to amendment H-8334, filed by her from the floor.

Metcalf of Polk offered the following amendment H-8350, to amendment H-8334, filed by her from the floor and moved its adoption:

H-8350

- 1 Amend the amendment, H-8334, to House File 2514 as
2 follows:
3 1. Page 1, by inserting after line 1 the
4 following:
5 "___ By striking page 1, line 34 through page 2,
6 line 32."
7 2. Page 1, by striking lines 10 through 12 and
8 inserting the following:
9 "___ Page 4, by striking lines 11 through 13 and
10 inserting the following:
11 "2. Rules shall be adopted by the board pursuant
12 to chapter 17a and section 148C.7 governing the
13 practice of licensed physician assistants."
14 ___ Page 5, line 10, by striking the word and
15 figures "148C.2, 148C.5A, 148C.6A, and 148C.7" and
16 inserting the following: "148C.5A, and 148C.6A".
17 3. By renumbering as necessary.

Amendment H-8350 lost.

Metcalf of Polk asked and received unanimous consent to withdraw amendment H-8348, to amendment H-8334, filed by her from the floor.

Metcalf of Polk offered the following amendment H-8349, to amendment H-8334, filed by her from the floor and moved its adoption:

H-8349

- 1 Amend the amendment, H-8334, to House File 2514 as
- 2 follows:
- 3 1. Page 1, line 12, by striking the word
- 4 "examiners" and inserting the following: "examiners.
- 5 The rules shall provide that no more than two
- 6 physician assistants shall be supervised by a
- 7 physician at one time".

Amendment H-8349 lost.

On motion by Lord of Dallas amendment H-8334 was adopted.

Lord of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2514)

The ayes were, 78:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Cohoon
Connors	Cormack	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foega
Ford	Gipp	Greimann	Greiner
Hahn	Holmes	Holveck	Houser
Huseman	Huser	Jenkins	Jochum
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Mascher
May	Mertz	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Taylor, D.	Taylor, T.	Teig
Thomas	Van Engelenhoven	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup,		
	Presiding		

The nays were, 19:

Chiodo	Davis	Frevort	Garman
Grundberg	Hansen	Heaton	Hoffman
Horbach	Jacobs	Johnson	Martin
Metcalf	Millage	Raecker	Sunderbruch
Thomson	Tyrrell	Van Fossen	

Absent or not voting, 3:

Jager	Siegrist, Spkr.	Stevens
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2514** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2214, a bill for an act relating to residential landlord-tenant law, by allowing for notice of and a surcharge for rent paid with a check returned for insufficient funds, and making certain changes related to forcible entry and detainer actions.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2350, a bill for an act relating to dental services under the medical assistance program and providing an effective date.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2369, a bill for an act relating to the sharing of juvenile court social records or child abuse records pursuant to an interagency agreement.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2389, a bill for an act relating to contracts and agreements entered into by the Iowa lottery board and commissioner of the lottery.

MICHAEL E. MARSHALL, Secretary

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Tuesday, March 14, 2000. Had I been present, I would have voted "aye" on House File 2329 and "nay" on House File 2376.

CATALDO of Polk

I was necessarily absent from the House chamber on Monday, March 13, 2000. Had I been present, I would have voted "aye" on House Files 2425, 2442, 2458, and 2474.

EDDIE of Buena Vista

I was necessarily absent from the House chamber on Tuesday afternoon, March 14, 2000. Had I been present, I would have voted "aye" on House Files 2292, 2327, 2329, 2486, 2494 and 2518.

VAN FOSSEN of Scott

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 14th day of March, 2000: House Files 2105 and 2333.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 14, 2000, he approved and transmitted to the Secretary of State the following bill:

Senate File 2091, an act relating to procedures for discontinuance of a city.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

CAPITOL PLANNING COMMISSION

The 1999 Annual Report, pursuant to Chapter 18A.3, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\536 Doris and Leonard Sanford, Mapleton – For celebrating their 50th wedding anniversary.
- 2000\537 Emma Ohl, Denison – For celebrating her 103rd birthday.
- 2000\538 Thomas Laehn, Allison – For receiving a 2000 Prudential Spirit of Community Award.
- 2000\539 Al Fliehler, Strawberry Point – For celebrating his 80th birthday.
- 2000\540 Dorothy Bossard, Elkader – For celebrating her 80th birthday.
- 2000\541 Gertrude Scully, Elkader – For celebrating her 93rd birthday.
- 2000\542 Irene and Duane Weyant, Edgewood – For celebrating their 50th wedding anniversary.
- 2000\543 Preston Girls Basketball Team, Preston – For winning the championship in the Class 1-A Division of the 2000 Iowa High School Girls' State Basketball Tournament.
- 2000\544 Ramona and Eugene PerrinJaquet, Manchester – For celebrating their 50th wedding anniversary.
- 2000\545 Hannah Temeyer, West Delaware Kindergarten – For winning first place in the Iowa Reading Association's State Writing Contest.
- 2000\546 Jean Stoner, Mt. Vernon – For celebrating her 80th birthday.

- 2000\547 Lee Rhoads, Lisbon – For celebrating his 99th birthday.
- 2000\548 Clarence Rageth, Council Bluffs – For celebrating his 90th birthday.
- 2000\549 Evelyn Hopkins, Woodbine – For celebrating her 90th birthday.
- 2000\550 Coach Lon Spurgin and the Lady Hawks Girls Basketball Team, Central Lee High School, Donnellson – For receiving the Class 3-A Sportsmanship Award at the 2000 Iowa High School Girls State Basketball Tournament.
- 2000\551 Adam Balvanz, Plainfield – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\552 Ruth and Merle McGrath, New Hampton – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2111

Education: Grundberg, Chair; Boal and Wise.

Senate File 2146 Reassigned

Judiciary: Baudler, Chair; Davis and Kreiman.

Senate File 2238

Education: Thomson, Chair; Eddie and Wise.

Senate File 2252

Education: Grundberg, Chair; Dolecheck and Wise.

Senate File 2294

Education: Boddicker, Chair; Carroll and Foegen.

Senate File 2303

Judiciary: Jager, Chair; Holveck and Shey.

Senate File 2307

Labor and Industrial Relations: Horbach, Chair; Dolecheck and Whitehead.

Senate File 2324

Judiciary: Jager, Chair; Parmenter and Shey.

Senate File 2331

Education: Boal, Chair; Dolecheck and Stevens.

Senate File 2349

Agriculture: Teig, Chair; Drees and Klemme.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 760 Ways and Means**

Establishing a community development program to aid certain neighborhoods and communities and providing tax credits for income tax, franchise tax, and premiums tax for businesses contributing to community development projects and including an effective and retroactive applicability date provisions.

H.S.B. 761 Ways and Means

Relating to individual income tax credits for individuals who graduate from an Iowa postsecondary educational institution and who reside and are employed in Iowa upon graduation and including an effective and applicability date provision.

H.S.B. 762 Ways and Means

Exempting the sale of livestock ear tags by certain nonprofit organizations from the sales and use taxes.

H.S.B. 763 Ways and Means

Relating to the exemption from the sales and use taxes of feed for consumption by elk and bison.

H.S.B. 764 Ways and Means

Relating to the computation of interest on a medical assistance debt.

H.S.B. 765 Ways and Means

Exempting sales to certain tax exempt nonprofit music organizations from the sales and use taxes.

H.S.B. 766 Ways and Means

Relating to the assessment for property tax purposes of certain affordable housing for low-income individuals and families.

H.S.B. 767 Ways and Means

Relating to the assessment of affordable housing for low-income individuals and families for property tax purposes.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON COMMERCE AND REGULATION

Senate File 2200, a bill for an act providing for the establishment of protected cells by domestic insurers.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

Senate File 2342, a bill for an act relating to the creation of a real estate improvement district.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

COMMITTEE ON EDUCATION

Senate File 2111, a bill for an act providing for a one hundred percent budget guarantee for school districts, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8343** March 14, 2000.

Senate File 2238, a bill for an act relating to the use of school improvement technology program and school improvement technology block grant program moneys

by school districts and area education agencies to employ or contract with information technology specialists.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Senate File 2252, a bill for an act eliminating the future repeal of the school finance formula and providing for periodic legislative review.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8344** March 14, 2000.

Senate File 2294, a bill for an act relating to payment of education costs for certain juvenile facilities and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Senate File 2331, a bill for an act relating to the interest a member of the board of directors of a school corporation may have in a contract with the director's school corporation.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

COMMITTEE ON HUMAN RESOURCES

Senate File 2314, a bill for an act relating to communicable and infectious diseases and providing penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8340** March 14, 2000.

Senate File 2360, a bill for an act relating to the authority of the department of human services involving state institutions and employee and volunteer background checks.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

COMMITTEE ON JUDICIARY

Senate File 2220, a bill for an act relating to forcible entry and detainer actions in small claims court following a default on a contract for deed.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

Senate File 2241, a bill for an act relating to the consolidation of certain criminal offenses concerning computer access, damage, or theft, video rental theft, election bribery, and voting duress.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

Senate File 2243, a bill for an act relating to the placement in treatment programs of offenders sentenced for operating while intoxicated violations.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

Senate File 2372, a bill for an act relating to certain providers of consumer services by eliminating the registration requirement for physical exercise clubs, making social referral service providers subject to provisions relating to door-to-door sales, and making penalties applicable.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Senate File 428, a bill for an act relating to the authority of cities and counties to adopt rent control ordinances.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8337** March 13, 2000.

Senate File 2047, a bill for an act relating to the powers and duties of county officers with respect to county warrants.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

Senate File 2253, a bill for an act relating to certain county officers' duties relating to property transfer instruments, records of fees paid to a county, notice of certification of utility liens, and notice of mobile homes departing and entering mobile home parks.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2000.

COMMITTEE ON STATE GOVERNMENT

Senate File 419, a bill for an act applying certain veterinary practice requirements to persons providing veterinary medical services, owning a veterinary clinic, or practicing veterinary medicine.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8342** March 14, 2000.

Senate File 2048, a bill for an act providing for the appointment and length of terms for members added to a hospital board of trustees.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Senate File 2113, a bill for an act relating to the licensing of individuals engaged in the healing art of massage therapy.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8341** March 14, 2000.

Senate File 2143, a bill for an act relating to the eligibility of certain school organizations to conduct games and raffles.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Committee Bill (Formerly House Study Bill 759), requesting appointment of an interim study committee to study defined contribution options for persons covered by the Iowa public employees' retirement system.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

RESOLUTIONS FILED

HCR 115, by Shoultz and Schrader, a concurrent resolution urging citizen participation in and cooperation with the conducting of the year 2000 census.

Laid over under **Rule 25**.

HR 113, by committee on state government, a resolution requesting appointment of an interim study committee to study defined

contribution options for persons covered by the Iowa public employees' retirement system.

Laid over under **Rule 25.**

AMENDMENTS FILED

H—8336	H.F.	2392	Warnstadt of Woodbury
H—8337	S.F.	428	Committee on Local Government
H—8338	S.F.	2241	Parmenter of Story
H—8340	S.F.	2314	Committee on Human Resources
H—8341	S.F.	2113	Committee on State Government
H—8342	S.F.	419	Committee on State Government
H—8343	S.F.	2111	Committee on Education
H—8344	S.F.	2252	Committee on Education
H—8345	H.F.	2426	Doderer of Johnson
H—8346	H.F.	2041	Schrader of Marion
H—8351	S.F.	2314	Blodgett of Cerro Gordo
H—8352	S.F.	2314	Blodgett of Cerro Gordo Boddicker of Cedar Foege of Linn
H—8353	S.F.	2314	Blodgett of Cerro Gordo
H—8354	H.F.	2229	Boddicker of Cedar
H—8355	H.F.	2443	Fallon of Polk
H—8356	H.F.	2443	Fallon of Polk
H—8357	H.F.	2443	Fallon of Polk
H—8358	H.F.	2443	Fallon of Polk
H—8359	H.F.	2530	Wise of Lee
H—8360	S.F.	2253	Carroll of Poweshiek Welter of Jones Cohon of Des Moines Drake of Pottawattamie
			Huser of Polk
			May of Worth
			Larkin of Lee

On motion by Rants of Woodbury the House adjourned at 8:01 p.m., until 8:45 a.m., Wednesday, March 15, 2000.

JOURNAL OF THE HOUSE

Sixty-sixth Calendar Day - Forty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 15, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Steve Gibbons, pastor of Christ Community Evangelical Free Church, Sioux Center.

The Journal of Tuesday, March 14, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Jochum of Dubuque, from thirty-five public employees and school administrators favoring Senate File 2411, a bill for an act relating to public retirement systems and providing implementation, applicability and effective dates.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2126, a bill for an act relating to third-party payment of health care coverage costs for prescription contraceptive drugs, devices, and services.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2144, a bill for an act relating to regulation and inspection of health care facilities including the establishment of a quality-based inspections system.

Also: That the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2203, a bill for an act to allow the assignment of benefits under an insurance policy or contract, or health benefit plan to the provider of health care services.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2267, a bill for an act requiring the board of directors of a school district to enter into a compact with parents and guardians by adopting a school promotion policy for grade three level students and providing for related matters.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2299, a bill for an act relating to the state list of endangered and threatened fish, plants, and wildlife.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2327, a bill for an act relating to certain procedures for the purchase or condemnation of interest in private property by a utility subject to the jurisdiction of the Iowa utilities board.

Also: That the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2338, a bill for an act providing for a school investment partnership pilot program.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2341, a bill for an act relating to community empowerment areas by revising the Iowa empowerment board membership and establishing a formula for distribution of school ready children grant funding and including related provisions and providing an effective date.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2365, a bill for an act relating to family investment program requirements regarding the time period allowed for supported postsecondary education assistance and including an applicability provision.

Also: That the Senate has on March 14, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2391, a bill for an act relating to regulatory duties of the department of inspections and appeals related to games of skill or chance and raffles.

SENATE MESSAGES CONSIDERED

Senate File 2214, by committee on local government, a bill for an act relating to residential landlord-tenant law, by allowing for notice of and a surcharge for rent paid with a check returned for insufficient funds, and making certain changes related to forcible entry and detainer actions.

Read first time and **passed on file**.

Senate File 2350, by committee on human resources, a bill for an act relating to dental services under the medical assistance program and providing an effective date.

Read first time and referred to committee on **human resources**.

Senate File 2369, by committee on human resources, a bill for an act relating to the sharing of juvenile court social records or child abuse records pursuant to an interagency agreement.

Read first time and **passed on file**.

Senate File 2389, by committee on state government, a bill for an act relating to contracts and agreements entered into by the Iowa lottery board and commissioner of the lottery.

Read first time and **passed on file**.

CONSIDERATION OF BILLS
Regular Calendar

House File 2317, a bill for an act relating to the regulation of the sale of viatical settlements, was taken up for consideration.

Dix of Butler offered the following amendment H-8332 filed by him and moved its adoption:

H-8332

- 1 Amend House File 2317 as follows:
- 2 1. Page 1, line 11, by inserting after the word
- 3 "regulate" the following: ", but not prohibit,".
- 4 2. Page 2, line 21, by inserting after the word

- 5 "ill" the following: ", or as otherwise provided
 6 pursuant to rules adopted by the commissioner".

Amendment H-8332 was adopted.

Dix of Butler moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2317)

The ayes were, 95:

Arnold	Barry	Baudler	Bell
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Alons	Hahn	Jager	Schrader
Taylor, D.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2438, a bill for an act extending a partial suspension of permitting requirements of facilities that deal with hazardous waste, was taken up for consideration.

Brunkhorst of Bremer offered the following amendment H-8155 filed by him and Hahn of Muscatine and moved its adoption:

H-8155

- 1 Amend House File 2438 as follows:
- 2 1. Page 1, by striking lines 18 and 19 and
- 3 inserting the following: "1987 and ends June 30,
- 4 1999."

Amendment H-8155 was adopted.

Brunkhorst of Bremer moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2438)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel

Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Jager	Schrader	Taylor, D.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2317 and 2438.**

House File 2485, a bill for an act relating to the allocation of funds within the soil and water enhancement account of the resource enhancement and protection fund, was taken up for consideration.

Drake of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2485)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chioldo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage

Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Jager	Schrader	Taylor, D.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2147, a bill for an act relating to motor vehicles, including motor vehicle enforcement, titling, and registration, the renewal of certain licenses related to selling vehicles, and motor carrier regulation, making penalties applicable, and providing effective dates, with report of committee recommending amendment and passage, was taken up for consideration.

Huser of Polk offered the following amendment H-8180 filed by the committee on transportation and moved its adoption:

H-8180

1 Amend Senate File 2147, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. By striking page 10, line 28, through page 11,
 4 line 10, and inserting the following:
 5 "Over 1,000 pounds up to and \$15 plus one-half cent
 6 including 2,000 pounds per pound \$22
 7 Over 2,000 pounds up to and \$80 plus three cents
 8 including 3,000 pounds per pound \$155
 9 Over 3,000 pounds up to and \$100 plus four cents
 10 including 4,000 pounds per pound \$240
 11 Over 4,000 pounds up to and \$150 plus five cents
 12 including 5,000 pounds per pound \$375
 13 Over 5,000 pounds up to and \$200 plus seven cents
 14 including 6,000 pounds per pound \$585
 15 Over 6,000 pounds up to and \$200 plus ten cents
 16 including 7,000 pounds per pound \$850
 17 Over 7,000 pounds up to and \$950

- 18 including 8,000 pounds
 19 Over 8,000 pounds up to and \$1,050
 20 including 9,000 pounds
 21 Over 9,000 pounds up to and \$1,150
 22 including 10,000 pounds"
 23 2. By renumbering as necessary.

The committee amendment H-8180 was adopted.

Huser of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2147)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Jager	Schrader	Taylor, D.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2485** and **Senate File 2147**.

House File 2311, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development, was taken up for consideration.

Kettering of Sac asked and received unanimous consent to withdraw amendment H-8247 filed by him on March 7, 2000.

SENATE FILE 2254 SUBSTITUTED FOR HOUSE FILE 2311

Boddicker of Cedar asked and received unanimous consent to substitute Senate File 2254 for House File 2311.

Senate File 2254, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development, was taken up for consideration.

Kettering of Sac offered amendment H-8274 filed by him as follows:

H-8274

- 1 Amend Senate File 2254, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by striking lines 17 and 18, and
- 4 inserting the following:
- 5 "Sec. ____ Section 252I.4, subsections 3 and 4,
- 6 Code Supplement 1999, are amended to read as follows:"
- 7 2. Page 2, by inserting after line 19 the
- 8 following:
- 9 "4. a. The A financial institution is immune from
- 10 any liability in any action or proceeding, whether
- 11 civil or criminal, which might otherwise be incurred
- 12 or imposed for any of the following:

13 ~~a. (1) Any~~ The disclosure of any information
 14 released by the a financial institution to the unit
 15 pursuant to this section chapter or the rules or
 16 procedures adopted by the unit to implement this
 17 chapter, including disclosure of information relating
 18 to an obligor who maintains an account with the
 19 financial institution or disclosure of information
 20 relating to any other person who maintains an account
 21 with the financial institution that is provided for
 22 the purpose of complying with the data match
 23 requirements of this section and with the agreement
 24 entered into between the financial institution and the
 25 unit pursuant to subsection 2.

26 ~~b. (2)~~ Any encumbrance or surrender of any assets
 27 held by the a financial institution in response to a
 28 notice of lien or levy issued by the unit.

29 ~~e. (3) Any other action taken in or omission in~~
 30 connection with good faith efforts to comply with this
 31 section or section 2521.7 chapter or any rules or
 32 procedures that are adopted by the unit to implement
 33 this chapter, including but not limited to disclosure
 34 of erroneous information about any person.

35 (4) The disclosure, use, or misuse by the unit or
 36 by any other person of information provided or assets
 37 delivered to the unit by a financial institution.

38 b. For the purposes of this section, "financial
 39 institution" includes officers, directors, employees,
 40 contractors, and agents of the financial institution."

41 3. Title page, line 1, by inserting after the
 42 word "support" the following: ", immunity from
 43 liability for financial institutions relating to data
 44 matching and levies against accounts,".

Rants of Woodbury asked and received unanimous consent that Senate File 2254 be deferred and that the bill retain its place on the calendar. (Amendment H-8274 pending)

SENATE MESSAGES CONSIDERED

Senate File 2126, by Johnson, Boettger, Rehberg, Szymoniak, McKibben, Lundby, Soukup, Harper, McCoy, Bolkcom, Tinsman, Shearer, Dvorsky, Hammond, Dearden, Gronstal, and Maddox, a bill for an act relating to third-party payment of health care coverage costs for prescription contraceptive drugs, devices, and services.

Read first time and referred to committee on **commerce and regulation**.

Senate File 2144, by committee on state government, a bill for an act relating to regulation and inspection of health care facilities including the establishment of a quality-based inspections system.

Read first time and **passed on file**.

Senate File 2203, by Maddox, Lundby, Redfern, Gronstal, and Johnson, a bill for an act to allow the assignment of benefits under an insurance policy or contract, or health benefit plan to the provider of health care services.

Read first time and referred to committee on **commerce and regulation**.

Senate File 2267, by committee on education, a bill for an act requiring the board of directors of a school district to enter into a compact with parents and guardians by adopting a school promotion policy for grade three level students and providing for related matters.

Read first time and referred to committee on **education**.

Senate File 2299, by committee on natural resources and environment, a bill for an act relating to the state list of endangered and threatened fish, plants, and wildlife.

Read first time and referred to committee on **natural resources**.

Senate File 2327, by committee on local government, a bill for an act relating to certain procedures for the purchase or condemnation of interest in private property by a utility subject to the jurisdiction of the Iowa utilities board.

Read first time and referred to committee on **commerce and regulation**.

Senate File 2338, by committee on education, a bill for an act providing for a school investment partnership pilot program.

Read first time and referred to committee on **education**.

Senate File 2341, by committee on human resources, a bill for an act relating to community empowerment areas by revising the Iowa empowerment board membership and establishing a formula for distribution of school ready children grant funding and including related provisions and providing an effective date.

Read first time and referred to committee on **local government**.

Senate File 2365, by committee on human resources, a bill for an act relating to family investment program requirements regarding the time period allowed for supported postsecondary education assistance and including an applicability provision.

Read first time and referred to committee on **human resources**.

Senate File 2391, by committee on state government, a bill for an act relating to regulatory duties of the department of inspections and appeals related to games of skill or chance and raffles.

Read first time and referred to committee on **state government**.

On motion by Rants of Woodbury, the House was recessed at 9:49 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:07 p.m., Speaker pro tempore Sukup in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy members present, thirty absent.

CONSIDERATION OF BILLS Regular Calendar

The House resumed consideration of **Senate File 2254**, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and

automation program development, previously deferred, was taken up for consideration. (Amendment H-8274 found on pages 775-776 in the House Journal pending.)

Myers of Johnson offered the following amendment H-8366, to amendment H-8274, filed by him from the floor and moved its adoption:

H-8366

- 1 Amend the amendment, H-8274, to Senate File 2254,
- 2 as passed by the Senate, as follows:
- 3 1. Page 1, by striking lines 33 and 34, and
- 4 inserting the following: "this chapter."

Amendment H-8366 was adopted.

On motion by Kettering of Sac amendment H-8274, as amended, was adopted.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2254)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoan
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalfe	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Scherrman	Schrader	Shey

Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Sukup, Presiding	

The nays were, none.

Absent or not voting, 5:

Brauns	Houser	Jager	Richardson
Taylor, D.			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2311 WITHDRAWN

Boddicker of Cedar asked and received unanimous consent to withdraw House File 2311 from further consideration by the House.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2254** be immediately messaged to the Senate.

House File 2429, a bill for an act relating to the publication and recordkeeping duties of county officers by providing for the maintenance of permanent records by electronic means and the determination of publication rates, was taken up for consideration.

Alons of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2429)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake

Drees	Eddie	Falck	Fallon
Foegen	Ford	Frevert	Garman
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 4:

Brauns	Greimann	Jager	Taylor, D.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2388, a bill for an act relating to the concurrent jurisdiction of the juvenile court and the district court relating to modification of child custody and support orders, was taken up for consideration.

Shoultz of Black Hawk asked and received unanimous consent to withdraw amendment H-8120 filed by him on March 1, 2000.

Millage of Scott asked and received unanimous consent to withdraw amendment H-8141 filed by him on March 1, 2000.

Millage of Scott offered the following amendment H-8205 filed by him and moved its adoption:

H-8205

- 1 Amend House File 2388 as follows:
- 2 1. Page 1, by striking lines 1 through 26, and
- 3 inserting the following:

4 "Section 1. CONCURRENT JURISDICTION – CUSTODY OR
5 SUPPORT – PILOT PROJECT.

6 1. The judicial branch shall implement a pilot
7 project in at least one judicial district to provide
8 for concurrent jurisdiction between the juvenile court
9 and the district court for the purpose of the district
10 court modifying an existing custody or support order
11 when the juvenile court issues an order removing a
12 child from the custody of a parent previously granted
13 custody or support pursuant to chapter 598.

14 2. The judicial branch shall submit a report to
15 the general assembly on or before December 1, 2000,
16 regarding the progress of the pilot project and
17 recommendations regarding the continuation or
18 expansion of the project."

19 2. Title page, line 1, by inserting after the
20 word "to" the following: "the implementation of a
21 pilot project pertaining to".

Amendment H-8205 was adopted.

Millage of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2388)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, T.
Teig	Thomas	Thomson	Tyrrell

Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 6:

Brauns	Chiodo	Grundberg	Jager
Schrader	Taylor, D.		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2388 and 2429.**

House File 2229, a bill for an act relating to informed consent provisions relating to an abortion and providing civil remedies and criminal penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Boddicker of Cedar offered amendment H-8051 filed by the committee on human resources as follows:

H-8051

- 1 Amend House File 2229 as follows:
- 2 1. By striking everything after the enacting
- 3 clause and inserting the following:
- 4 "Section 1. NEW SECTION. 146A.1 TITLE.
- 5 This chapter shall be known and may be cited as the
- 6 "Woman's Right to Know Act".
- 7 Sec. 2. NEW SECTION. 146A.2 VOLUNTARY AND
- 8 INFORMED CONSENT.
- 9 An abortion shall not be performed in this state
- 10 without the voluntary and informed consent of the
- 11 patient upon whom the abortion is to be performed."
- 12 2. Title page, by striking line 2 and inserting
- 13 the following: "abortion."

Foege of Linn asked and received unanimous consent to withdraw amendment H-8313, to the committee amendment H-8051, filed by him on March 13, 2000.

Boddicker of Cedar moved the adoption of the committee amendment H-8051.

A non-record roll call was requested.

The ayes were 42, nays 51.

The committee amendment H-8051 lost.

Mertz of Kossuth offered amendment H-8162 filed by her and Boddicker of Cedar as follows:

H-8162

- 1 Amend House File 2229 as follows:
- 2 1. By striking everything after the enacting
- 3 clause and inserting the following:
- 4 "Section 1. NEW SECTION. 146A.1 TITLE.
- 5 This chapter shall be known and may be cited as the
- 6 "Woman's Right to Know Act".
- 7 Sec. 2. NEW SECTION. 146A.2 DEFINITIONS.
- 8 As used in this chapter, unless the context
- 9 otherwise requires:
- 10 1. "Abortion" means abortion as defined in section
- 11 146.1.
- 12 2. "Attempt to perform an unlawful abortion" means
- 13 an act, or an omission of an act required by law, that
- 14 constitutes a substantial step in a course of conduct
- 15 intended to culminate in the performance of an
- 16 abortion in violation of this chapter.
- 17 3. "Department" means the Iowa department of
- 18 public health.
- 19 4. "Medical emergency" means any condition which,
- 20 on the basis of a physician's good faith clinical
- 21 judgment, so complicates the medical condition of a
- 22 pregnant woman as to necessitate the immediate
- 23 performance of an abortion to avert the pregnant
- 24 woman's death, or to necessitate the immediate
- 25 performance of an abortion to avert a serious risk of
- 26 substantial and irreversible impairment of a major
- 27 bodily function if the performance of the abortion is
- 28 delayed.
- 29 5. "Physician" means a person licensed to practice
- 30 medicine and surgery pursuant to chapter 148 or

31 osteopathic medicine and surgery pursuant to chapter
32 150A.

33 Sec. 3. NEW SECTION. 146A.3 VOLUNTARY AND
34 INFORMED CONSENT.

35 1. An abortion shall not be performed in this
36 state without the voluntary and informed consent of
37 the patient upon whom the abortion is to be performed.
38 Except in the case of a medical emergency, consent to
39 an abortion is voluntary and informed only if the
40 requirements of this section are met.

41 2. The referring physician, the physician who will
42 perform the abortion, or an agent of either physician
43 shall provide all of the following information to the
44 patient by telephone, by audiotape, or in person, at
45 least twenty-four hours before the abortion:

46 a. Information that medical assistance benefits
47 may be available to the patient for prenatal care,
48 childbirth, and neonatal care.

49 b. Information that the putative father is liable
50 to assist in the support of the child, even if the

Page 2

1 putative father has offered to pay for the abortion.

2 c. Information that the patient has the right to
3 review the printed materials described in subsection
4 3.

5 3. After being informed of the patient's right to
6 review printed materials pursuant to subsection 2, if
7 the patient wishes to review the materials, the
8 materials shall be provided to the patient at least
9 twenty-four hours before the abortion is performed.
10 The physician or the physician's agent shall orally
11 inform the patient that the materials have been
12 provided by the state and that they describe the
13 unborn child and list agencies that offer alternatives
14 to abortion. The printed materials shall include all
15 of the following:

16 a. Geographically indexed materials designed to
17 inform the patient of public and private agencies and
18 services available to assist a patient through
19 pregnancy, at the time of childbirth, and while the
20 child is dependent, including adoption agencies. The
21 materials shall include a comprehensive list of the
22 agencies available, a description of the services
23 offered, and a description of the manner, including
24 telephone numbers, in which the agencies may be
25 contacted. The department may also provide a toll-
26 free, twenty-four-hour-a-day telephone number which
27 may be called to obtain, orally, a list and
28 description of agencies in the locality of the caller
29 and of the services offered.

30 b. Materials designed to inform the patient of the
31 probable anatomical and physiological characteristics
32 of the unborn child at two-week gestational increments
33 from the time that it is medically possible to make a
34 determination of pregnancy to full term. The
35 materials shall include any relevant information
36 regarding the possibility of the survival of the
37 unborn child and pictures or drawings representing the
38 development of the unborn child at two-week
39 gestational increments, provided that any pictures or
40 drawings shall contain the dimensions of the unborn
41 child and shall be realistic and appropriate for the
42 state of pregnancy depicted. The materials shall be
43 objective, nonjudgmental, and designed to convey only
44 accurate scientific information about the unborn child
45 at various gestational stages. The materials shall
46 also contain objective information describing the
47 methods of abortion procedures commonly used, the
48 medical risks commonly associated with each such
49 procedure, the possible detrimental psychological
50 effects of abortion, and the medical risks commonly

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1 associated with carrying an unborn child to term.
2 4. The referring physician, the physician who is
3 to perform the abortion, or the agent of either
4 physician, who provides the information and printed
5 materials pursuant to subsections 2 and 3, shall
6 obtain written certification from the patient that the
7 information required pursuant to subsection 2 was
8 provided, and that, if the patient wished to review
9 the printed materials described in subsection 3, the
10 printed materials were provided. The referring
11 physician, the physician who is to perform the
12 abortion, or the agent of either physician, who
13 obtains the written certification under this
14 subsection shall retain a copy of the certification
15 and shall provide a copy of the certification to the
16 patient. A physician shall not perform an abortion on
17 a patient prior to obtaining the completed
18 certification form from the patient.
19 5. On or before October 1, 2000, the department
20 shall cause the information referred to in subsections
21 2 and 3 to be published or accessible, as required and
22 as applicable, in printed and audiotaped formats. The
23 information shall be provided in an easily
24 comprehensible manner. The printed information shall
25 be published in a typeface large enough to be clearly
26 legible. The printed and audiotaped information shall
27 be available from the department at no cost, upon
28 request, and in an appropriate number, to any person.

29 Sec. 4. NEW SECTION. 146A.4 PROCEDURE IN CASE OF
30 MEDICAL EMERGENCY.

31 If a medical emergency necessitates the performance
32 of an abortion, the physician shall inform the
33 patient, prior to the performance of the abortion, if
34 possible, of the medical indications supporting the
35 physician's judgment that the immediate performance of
36 an abortion is necessary to avert the patient's death
37 or that a twenty-four-hour delay in the performance of
38 an abortion will create serious risk of substantial
39 and irreversible impairment of a major bodily
40 function.

41 Sec. 5. NEW SECTION. 146A.5 CRIMINAL PENALTIES.

42 1. A person who knowingly or recklessly performs
43 or attempts to perform an abortion in violation of
44 this chapter is guilty of a serious misdemeanor.

45 2. A penalty shall not be assessed under this
46 chapter against the patient upon whom the abortion is
47 performed or attempted to be performed. a penalty
48 shall not be assessed for failure of a patient to
49 comply with the requirement of written certification
50 pursuant to section 146A.3, if the department has not

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1 made the information available at the time the
2 physician or the physician's agent is required to
3 inform the patient of the patient's right to review
4 the information.

5 Sec. 6. NEW SECTION. 146A.6 PROTECTION OF
6 PRIVACY IN COURT PROCEEDINGS - PENALTY.

7 1. In every criminal proceeding brought pursuant
8 to this chapter, the court proceedings shall be
9 conducted in a manner which protects the
10 confidentiality of the patient, and all court
11 documents pertaining to the proceedings shall remain
12 confidential and shall be sealed. The court shall
13 direct the exclusion of individuals from courtrooms or
14 hearing rooms to the extent necessary to safeguard the
15 patient's identity from public disclosure.

16 2. This section shall not be construed to conceal
17 the identity of witnesses from the defendant.

18 3. A person who knowingly violates the
19 confidentiality requirements of this section relating
20 to court proceedings and documents is guilty of a
21 serious misdemeanor."

22 2. Title page, line 2, by striking the words
23 "civil remedies and".

Foege of Linn offered the following amendment H-8211, to
amendment H-8162, filed by him and moved its adoption:

H-8211

- 1 Amend the amendment, H-8162, to House File 2229 as
 2 follows:
 3 1. Page 1, by striking line 6, and inserting the
 4 following:
 5 ""State Mandated Information and Waiting Period for
 6 Abortion Act".
 7 2. Page 4, by striking lines 22 and 23, and
 8 inserting the following:
 9 "___ Title page, by striking lines 1 and 2, and
 10 inserting the following: "An Act relating to state
 11 mandated information and a waiting period relating to
 12 an abortion, and providing criminal penalties.""

Amendment H-8211 lost.

Parmenter of Story offered the following amendment H-8207, to amendment H-8162, filed by Foege of Linn and moved its adoption:

H-8207

- 1 Amend the amendment, H-8162, to House File 2229 as
 2 follows:
 3 1. Page 1, by striking lines 12 through 16.
 4 2. Page 3, line 43, by striking the words "or
 5 attempts to perform".
 6 3. Page 3, line 47, by striking the words "or
 7 attempted to be performed".

Speaker Siegrist in the chair at 4:18 p.m.

A non-record roll call was requested.

The ayes were 33, nays 48.

Amendment H-8207 lost.

Wise of Lee offered the following amendment H-8221, to amendment H-8162, filed by him and moved its adoption:

H-8221

- 1 Amend the amendment, H-8162, to House File 2229 as
 2 follows:
 3 1. Page 1, by striking lines 17 and 18.
 4 2. By striking page 1, line 35 through page 3,
 5 line 28 and inserting the following:

- 6 "Except in the case of a medical emergency, an
7 abortion shall not be performed in this state without
8 the voluntary and informed consent of the patient upon
9 whom the abortion is to be performed."
10 3. By striking page 3, line 47 through page 4,
11 line 4, and inserting the following: "performed or
12 attempted to be performed."

A non-record roll call was requested.

Rule 75 was invoked.

The ayes were 42, nays 54.

Amendment H-8221 lost.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Jager of Black Hawk, until his arrival, on request of Speaker Siegrist.

The House stood at ease at 5:00 p.m., until the fall of the gavel.

The House resumed session at 5:28 p.m., Dix of Butler in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty-three members present, thirty-seven absent.

Wise of Lee asked and received unanimous consent to withdraw amendment H-8216, to amendment H-8162, filed by him on March 7, 2000.

Connors of Polk asked and received unanimous consent that amendment H-8377, to amendment H-8162, be deferred.

Grundberg of Polk offered the following amendment H-8252, to amendment H-8162, filed by Grundberg, et al., and moved its adoption:

H-8252

- 1 Amend the amendment, H-8162, to House File 2229 as
- 2 follows:
- 3 1. Page 1, line 37, by striking the word
- 4 "patient" and inserting the following: "woman".
- 5 2. Page 1, line 44 by striking the word "patient"
- 6 and inserting the following: "woman".
- 7 3. Page 1, line 47, by striking the word
- 8 "patient" and inserting the following: "woman".
- 9 4. Page 2, line 2 by striking the word "patient"
- 10 and inserting the following: "woman".
- 11 5. Page 2, line 5, by striking the word
- 12 "patient's" and inserting the following: "woman's".
- 13 6. Page 2, line 7, by striking the word "patient"
- 14 and inserting the following: "woman".
- 15 7. Page 2, line 8, by striking the word "patient"
- 16 and inserting the following: "woman".
- 17 8. Page 2, line 11, by striking the word
- 18 "patient" and inserting the following: "woman".
- 19 9. Page 2, line 17, by striking the word
- 20 "patient" and inserting the following: "woman".
- 21 10. Page 2, line 18 by striking the word
- 22 "patient" and inserting the following: "woman".
- 23 11. Page 2, line 30, by striking the word
- 24 "patient" and inserting the following: "woman".
- 25 12. Page 3, line 6 by striking the word "patient"
- 26 and inserting the following: "woman".
- 27 13. Page 3, line 8, by striking the word
- 28 "patient" and inserting the following: "woman".
- 29 14. Page 3, line 16 by striking the word
- 30 "patient" and inserting the following: "woman".
- 31 15. Page 3, line 17, by striking the word
- 32 "patient" and inserting the following: "woman".
- 33 16. Page 3, line 18, by striking the word
- 34 "patient" and inserting the following: "woman".
- 35 17. Page 3, line 33 by striking the word
- 36 "patient" and inserting the following: "woman".
- 37 18. Page 3, line 36, by striking the word
- 38 "patient's" and inserting the following: "woman's".
- 39 19. Page 3, line 46, by striking the word
- 40 "patient" and inserting the following: "woman".
- 41 20. Page 3, line 48, by striking the word
- 42 "patient" and inserting the following: "woman".
- 43 21. Page 4, by striking line 3, and inserting the
- 44 following: "inform the woman of the woman's right to
- 45 review".
- 46 22. Page 4, line 10, by striking the word
- 47 "patient" and inserting the following: "woman".
- 48 23. Page 4, line 15, by striking the word
- 49 "patient's" and inserting the following: "woman's".

Amendment H-8252 was adopted.

Wise of Lee offered the following amendment H-8204, to amendment H-8162, filed by him and moved its adoption:

H-8204

- 1 Amend the amendment, H-8162, to House File 2229 as
- 2 follows:
- 3 1. Page 1, lines 44 and 45, by striking the words
- 4 "at least twenty-four hours".
- 5 2. Page 2, lines 8 and 9, by striking the words
- 6 "at least twenty-four hours".
- 7 3. Page 3, line 37, by striking the word "twenty-
- 8 four-hour".

A non-record roll call was requested.

The ayes were 33, nays 55.

Amendment H-8204 lost.

Doderer of Johnson offered the following amendment H-8380, to amendment H-8162, filed by her from the floor and moved its adoption:

H-8380

- 1 Amend the amendment, H-8162, to House File 2229 as
- 2 follows:
- 3 1. Page 1, line 50, by inserting after the word
- 4 "child" the following: "and that efforts to collect
- 5 support may result in, but are not guaranteed to
- 6 result in, financial support of the child".

Amendment H-8380 was adopted.

Greimann of Story asked and received unanimous consent to withdraw amendment H-8231, to amendment H-8162, filed by her on March 7, 2000.

Doderer of Johnson offered the following amendment H-8303, to amendment H-8162, filed by her and moved its adoption:

H-8303

- 1 Amend the amendment, H-8162, to House File 2229 as

2 follows:

- 3 1. Page 2, by inserting after line 4, the
- 4 following:
- 5 "d. Information that the patient may be eligible
- 6 for medical assistance benefits to cover the costs of
- 7 an abortion under certain circumstances."

Amendment H-8303 was adopted.

Boddicker of Cedar offered the following amendment H-8354, to amendment H-8162, filed by him and moved its adoption:

H-8354

1 Amend the amendment, H-8162, to House File 2229, as

2 follows:

- 3 1. Page 2, line 9, by inserting after the word
- 4 "performed" the following: "or shall be mailed to the
- 5 patient by regular mail or by restricted certified
- 6 mail, as defined in section 618.15, as requested by
- 7 the patient".
- 8 2. Page 2, by striking line 22 and inserting the
- 9 following: "agencies available, categorized by the
- 10 type of services".
- 11 3. Page 3, by striking lines 8 through 10 and
- 12 inserting the following: "provided. The referring".
- 13 4. Page 3, by striking lines 19 through 28, and
- 14 inserting the following:
- 15 "5. On or before October 1, 2000, the department
- 16 shall cause the information referred to in subsection
- 17 2 to be published in printed format. The information
- 18 shall be provided in an easily comprehensible manner.
- 19 The information shall be published in a typeface large
- 20 enough to be clearly legible. The printed information
- 21 shall be available from the department at no cost,
- 22 upon request, and in an appropriate number, to any
- 23 person."

Amendment H-8354 was adopted, placing lines 27 and 28 of amendment H-8252, previously adopted, out of order.

Foege of Linn offered the following amendment H-8210, to amendment H-8162, filed by him and moved its adoption:

H-8210

1 Amend the amendment, H-8162, to House File 2229 as

2 follows:

- 3 1. Page 2, line 13, by striking the words "unborn

- 4 child" and inserting the following: "fetus".
- 5 2. Page 2, line 32, by striking the words "unborn
- 6 child" and inserting the following: "fetus".
- 7 3. Page 2, line 37, by striking the words "unborn
- 8 child" and inserting the following: "fetus".
- 9 4. Page 2, line 38, by striking the words "unborn
- 10 child" and inserting the following: "fetus".
- 11 5. Page 2, lines 40 and 41, by striking the words
- 12 "unborn child" and inserting the following: "fetus".
- 13 6. Page 2, line 44, by striking the words "unborn
- 14 child" and inserting the following: "fetus".
- 15 7. Page 3, line 1, by striking the words "unborn
- 16 child" and inserting the following: "fetus".

A non-record roll call was requested.

The ayes were 42, nays 48.

Amendment H-8210 lost.

Mascher of Johnson offered the following amendment H-8209, to amendment H-8162, filed by her and moved its adoption:

H-8209

- 1 Amend the amendment, H-8162, to House File 2229 as
- 2 follows:
- 3 1. Page 2, line 15, by inserting after the word
- 4 "following" the following: "which shall be based upon
- 5 the most recent information published by the American
- 6 college of obstetrics and gynecology".

Amendment H-8209 lost.

Grundberg of Polk offered the following amendment H-8251, to amendment H-8162, filed by Grundberg, et al., and moved its adoption:

H-8251

- 1 Amend the amendment, H-8162, to House File 2229, as
- 2 follows:
- 3 1. Page 3, line 19, by striking the word "On" and
- 4 inserting the following: "If the general assembly
- 5 appropriates funding specifically for the purpose of
- 6 providing the written information referred to in
- 7 subsection 3, then, on".

A non-record roll call was requested.

The ayes were 38, nays 49.

Amendment H-8251 lost.

Mascher of Johnson offered the following amendment H-8324, to amendment H-8162, filed by her and moved its adoption:

H-8324

- 1 Amend the amendment, H-8162, to House File 2229 as
- 2 follows:
- 3 1. Page 3, line 44, by striking the word
- 4 "serious" and inserting the following: "simple".
- 5 2. Page 4, line 21, by striking the word
- 6 "serious" and inserting the following: "simple".

Amendment H-8324 was adopted.

Mascher of Johnson offered the following amendment H-8208, to amendment H-8162, filed by her and moved its adoption:

H-8208

- 1 Amend the amendment, H-8162, to House File 2229 as
- 2 follows:
- 3 1. By striking page 3, line 41 through page 4,
- 4 line 21.
- 5 2. Page 4, by striking line 23, and inserting the
- 6 following: ""and providing civil remedies and
- 7 criminal penalties".

A non-record roll call was requested.

The ayes were 37, nays 50.

Amendment H-8208 lost.

Grundberg of Polk offered the following amendment H-8254, to amendment H-8162, filed by Grundberg, et al., and moved its adoption:

H-8254

- 1 Amend the amendment, H-8162, to House File 2229 as

2 follows:

3 1. Page 4, by inserting after line 21, the

4 following:

5 "Sec. ____ EFFECTIVE DATE. This Act takes effect

6 October 1, 2000."

7 2. Page 4, by inserting after line 23 the

8 following:

9 " ____ Title page, line 2, by inserting after the

10 word "penalties" the following: ", and providing an

11 effective date".

Amendment H-8254 was adopted.

Grundberg of Polk offered amendment H-8372, to amendment H-8162, filed by her from the floor as follows:

H-8372

1 Amend the amendment, H-8162, to House File 2229, as

2 follows:

3 1. By striking page 1, line 6 through page 4,

4 line 23, and inserting the following:

5 " "Women's Medical Procedure Waiting Period Act".

6 Section 1. NEW SECTION. 146A.2 WOMEN - MEDICAL

7 PROCEDURES - WAITING PERIOD.

8 Except in the case of a medical emergency, a

9 medical procedure shall not be performed on a woman in

10 this state unless the woman consents to the procedure

11 at least twenty-four hours prior to the performance of

12 the procedure."

13 2. Title page, line 1, by striking the word

14 "informed" and inserting the following: "twenty-four

15 hour prior".

16 3. Title page, lines 1 and 2, by striking the

17 words "an abortion and providing civil remedies and

18 criminal penalties" and inserting the following: "a

19 medical procedure performed on a woman".

Speaker Siegrist in the chair at 6:44 p.m.

The following amendment H-8382, to amendment H-8372, to amendment H-8162, filed by Connors of Polk from the floor, was adopted by unanimous consent:

H-8382

1 Amend the amendment, H-8372, to amendment H-8162,

2 to House File 2229 as follows:

3 1. Page 1, line 5 by inserting after the word

- 4 "Women's" the words "or Men's".
- 5 2. Page 1, line 6 by inserting after the word
- 6 "WOMEN" the words "OR MEN".
- 7 3. Page 1, line 9 by inserting after the word
- 8 "woman" the words "or man".
- 9 4. Page 1, line 10 by inserting after the word
- 10 "woman" the words "or man".
- 11 5. Page 1, line 19 by inserting after the word
- 12 "woman" the words "or man".

On motion by Grundberg of Polk amendment H-8372, as amended, lost.

Mascher of Johnson offered the following amendment H-8377, previously deferred, to amendment H-8162, filed by her from the floor and moved its adoption:

H-8377

- 1 Amend the amendment, H-8162, to House File 2229 as
- 2 follows:
- 3 1. Page 1, by striking lines 23 through 28 and
- 4 inserting the following: "performance of an
- 5 abortion."
- 6 2. Page 3, by striking lines 36 through 40, and
- 7 inserting the following: "an abortion is necessary."

A non-record roll call was requested.

The ayes were 33, nays 45.

Amendment H-8377 lost.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-8383, to amendment H-8162, filed by her, Doderer of Johnson, Connors of Polk, Grundberg of Polk, Nelson-Forbes of Marshall, Martin of Scott and Huser of Polk from the floor.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-8384, to amendment H-8162, filed by her from the floor.

On motion by Mertz of Kossuth, amendment H-8162, as amended, was adopted, placing the following amendments out of order:

Amendment H-8312 filed by Foege of Linn on March 13, 2000.
 Amendment H-8314 filed by Doderer of Johnson on March 13, 2000.
 Amendment H-8317 filed by Greimann of Story on March 13, 2000.
 Amendment H-8318 filed by Parmenter of Story on March 13, 2000.
 Amendment H-8322 filed by Foege of Linn on March 13, 2000.
 Amendment H-8323 filed by Mascher of Johnson on March 13, 2000.
 Amendment H-8325 filed by Mascher of Johnson on March 13, 2000.
 Amendment H-8327 filed by Foege of Linn on March 13, 2000.
 Amendment H-8329 filed by Parmenter of Story on March 13, 2000.
 Amendment H-8330 filed by Wise of Lee on March 13, 2000.
 Amendment H-8373 filed by Wise of Lee from the floor.

Mertz of Kossuth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2229)

The ayes were, 68:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cormack
Davis	Dix	Dolecheck	Drake
Drees	Eddie	Falck	Frevert
Garman	Gipp	Greiner	Hahn
Hansen	Heaton	Hoffman	Holmes
Horbach	Houser	Huseman	Huser
Jenkins	Johnson	Kettering	Klemme
Kuhn	Larson	Lord	May
Mertz	Millage	Mundie	Murphy
O'Brien	Osterhaus	Raecker	Rants
Rayhons	Scherrman	Shey	Stevens
Sukup	Sunderbruch	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Weigel	Welter	Mr. Speaker Siegrist

The nays were, 30:

Bell	Cohon	Connors	Doderer
Dotzler	Fallon	Foege	Ford
Greimann	Grundberg	Holveck	Jacobs
Jochum	Kreiman	Larkin	Martin
Mascher	Metcalf	Myers	Nelson-Forbes
Parmenter	Reynolds	Richardson	Schrader

Shoultz
Wise

Taylor, T.
Witt

Warnstadt

Whitead

Absent or not voting, 2:

Jager

Taylor, D.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2229** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2010, a bill for an act relating to the traditional livestock producer's linked investment loan program by modifying eligibility requirements.

Also: That the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2175, a bill for an act providing for the establishment of a bank office in certain unincorporated areas.

Also: That the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2216, a bill for an act relating to substance abuse by pregnant women by providing for civil commitment of certain chronic substance abusers, and providing an effective date.

Also: That the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2318, a bill for an act relating to the establishment of Iowa charter schools.

Also: That the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2328, a bill for an act relating to sexual offenses occurring on community college and university campuses and private postsecondary school premises.

Also: That the Senate has on March 15, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2332, a bill for an act creating a council on responsible fatherhood, providing for a repeal, and providing an effective date.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2010, by Angelo, a bill for an act relating to the traditional livestock producer's linked investment loan program by modifying eligibility requirements.

Read first time and referred to committee on **agriculture**.

Senate File 2175, by Schuerer, a bill for an act providing for the establishment of a bank office in certain unincorporated areas.

Read first time and referred to committee on **commerce and regulation**.

Senate File 2216, by Miller, a bill for an act relating to substance abuse by pregnant women by providing for civil commitment of certain chronic substance abusers, and providing an effective date.

Read first time and referred to committee on **judiciary**.

Senate File 2318, by committee on education, a bill for an act relating to the establishment of Iowa charter schools.

Read first time and referred to committee on **education**.

Senate File 2328, by committee on education, a bill for an act relating to sexual offenses occurring on community college and university campuses and private postsecondary school premises.

Read first time and referred to committee on **education**.

Senate File 2332, by committee on human resources, a bill for an act creating a council on responsible fatherhood, providing for a repeal, and providing an effective date.

Read first time and referred to committee on **human resources**.

SENATE FILE 2327 REREFERRED

The Speaker announced that Senate File 2327, previously referred to committee on **commerce and regulation** was rereferred to committee on **local government**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on March 15, 2000. Had I been present, I would have voted "aye" on House Files 2388, 2429 and Senate File 2254.

BRAUNS of Muscatine

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-four Teen Leaders in Action from Wapello County, accompanied by Michelle Siepe. By Davis of Wapello.

Students from Wahlert High School, Dubuque, accompanied by Shari Jaegger. By Murphy and Jochum of Dubuque.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\554 Maxine and Raymond Chapman, Missouri Valley – For celebrating their 50th wedding anniversary.
- 2000\555 Lucile Emmack, Fairfield – For celebrating her 90th birthday.
- 2000\556 Frances and Thomas Tedrow, Birmingham – For celebrating their 50th wedding anniversary.
- 2000\557 Juanita and Dorsey Haney, Batavia – For celebrating their 60th wedding anniversary.
- 2000\558 Dixie Blake, Indianola – For celebrating her 90th birthday.
- 2000\559 Chet Winn, Indianola – For celebrating his 80th birthday.
- 2000\560 Roberta and Joe Cross, Corydon – For celebrating their 50th wedding anniversary.
- 2000\561 Effie and Russell Wise, Ottumwa – For celebrating their 75th wedding anniversary.
- 2000\562 Steve VanderPol, Grundy Center High School – For being named Iowa Secondary Principal of the Year.
- 2000\563 Angie Schinstock, Central Lee High School, Donnellson – For being named to the Class 3-A All-State Tournament Team and to the Des Moines Register's Class 3-A All-State Team.
- 2000\564 Laura Freitag, Central Lee High School, Donnellson – For being named to the Class 3-A All-State Tournament Team.
- 2000\565 Wendy Christy, Harmony High School, Farmington – For being named to the Class 2-A All-State Tournament Team.

SUBCOMMITTEE ASSIGNMENTS

House File 2493 Reassigned

Ways and Means: Teig, Chair; Drake and Larkin.

House File 2544

Ways and Means: Houser, Chair; Larson, Myers, Shoultz and Sukup.

Senate File 2126

Commerce and Regulation: Hoffman, Chair; Jacobs and Osterhaus.

Senate File 2141

Appropriations: Cormack, Chair; Gipp and Wise.

Senate File 2213

Commerce and Regulation: Dix, Chair; Jenkins and Weigel.

Senate File 2267
(Committee of the Whole)

Education: Carroll, Chair; Boal, Boddicker, Brunkhorst, Bukta, Cohoon, Dolecheck, Eddie, Falck, Foege, Grundberg, Hansen, Kreiman, Lord, Mascher, Nelson-Forbes, Shey, Stevens, Sunderbruch, Thomas, Thomson, Warnstadt and Wise.

Senate File 2299

Natural Resources: Mundie, Chair; Huseman and O'Brien.

Senate File 2338
(Committee of the Whole)

Education: Grundberg, Chair; Boal, Boddicker, Brunkhorst, Bukta, Carroll, Cohoon, Dolecheck, Eddie, Falck, Foege, Hansen, Kreiman, Lord, Mascher, Nelson-Forbes, Shey, Stevens, Sunderbruch, Thomas, Thomson, Warnstadt and Wise.

Senate File 2341

Local Government: Houser, Chair; Fallon and Weidman.

Senate File 2350

Human Resources: Blodgett, Chair; Foege and Hahn.

Senate File 2365

Human Resources: Boddicker, Chair; Carroll and Foege.

Senate File 2366

Judiciary: Sukup, Chair; Kreiman and Larson.

Senate File 2367

Human Resources: Carroll, Chair; Boddicker and Kreiman.

Senate File 2391

State Government: Holmes, Chair; Jacobs and O'Brien.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 758**

Ways and Means: Larson, Chair; Jager and Larkin.

House Study Bill 761

Ways and Means: Sukup, Chair; Doderer and Raecker.

House Study Bill 762

Ways and Means: Teig, Chair; Frevert and Houser.

House Study Bill 763

Ways and Means: Teig, Chair; Frevert and Houser.

House Study Bill 764

Ways and Means: Hoffman, Chair; Holmes and Osterhaus.

House Study Bill 765

Ways and Means: Raecker, Chair; Boal and Larkin.

House Study Bill 766

Ways and Means: Boal, Chair; Drake and Shoultz.

House Study Bill 767

Ways and Means: Drake, Chair; Jenkins and Shoultz.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT**H.S.B. 768 Ways and Means**

Relating to an alternative method of computing the research activities credit for purposes of state income tax and including a retroactive applicability date provision.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Senate File 2349, a bill for an act prohibiting a processor from contracting for the care and feeding of swine in this state, making penalties applicable, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 15, 2000.

COMMITTEE ON COMMERCE AND REGULATION

Senate File 2126, a bill for an act relating to third-party payment of health care coverage costs for prescription contraceptive drugs, devices, and services.

Fiscal Note is not required.

Recommended **Do Pass** March 15, 2000.

Senate File 2203, a bill for an act to allow the assignment of benefits under an insurance policy or contract, or health benefit plan to the provider of health care services.

Fiscal Note is required.

Recommended **Do Pass** March 15, 2000.

Senate File 2213, a bill for an act relating to on-site presence of a pipeline company representative during farmland improvements near pipelines.

Fiscal Note is not required.

Recommended **Do Pass** March 15, 2000.

Senate File 2409, a bill for an act relating to the operation and regulation of insurance companies, mutual insurance associations, benevolent associations, health maintenance organizations, and other insurance or risk-assuming entities, including the rights and duties of such entities and the powers and authority of the insurance commissioner and providing effective dates.

Fiscal Note is not required.

Recommended **Do Pass** March 15, 2000.

COMMITTEE ON JUDICIARY

Senate File 421, a bill for an act to extend the jurisdiction of the juvenile court to include adoption and termination of parental rights proceedings.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Senate File 2146, a bill for an act relating to the appearance in court and the release from custody of certain criminal defendants.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Senate File 2245, a bill for an act relating to penalties for city and county ordinances and to scheduled violations.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8363** March 14, 2000.

Senate File 2265, a bill for an act to provide an additional sentence of parole or work release for certain persons who commit the crime of lascivious acts with a child.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Senate File 2282, a bill for an act relating to a criminal sentence subject to the maximum accumulation of good time credits of fifteen percent of the total sentence of confinement.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8364** March 14, 2000.

Senate File 2303, a bill for an act relating to judicial administration by providing for benefits applicable to judicial branch employees, the allocation of magistrates, and the manner of making certain noncourt and administrative appointments.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

Senate File 2324, a bill for an act relating to DNA profiling.

Fiscal Note is not required.

Recommended **Do Pass** March 14, 2000.

COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS

Senate File 2307, a bill for an act relating to public and workplace safety and wage collection laws administered by the labor commissioner, including changes in the regulation of boilers in places of public assembly and of elevator installers, and of employers under the wage payment collection law.

Fiscal Note is not required.

Recommended **Do Pass** March 15, 2000.

COMMITTEE ON NATURAL RESOURCES

Senate File 313, a bill for an act prohibiting the sale or distribution of purple loosestrife.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8369** March 15, 2000.

Senate File 2299, a bill for an act relating to the state list of endangered and threatened fish, plants, and wildlife.

Fiscal Note is not required.

Committee Action: **Failed to Pass** March 15, 2000.

COMMITTEE ON TRANSPORTATION

Senate File 2256, a bill for an act establishing a pilot project requiring that the state department of transportation purchase soydiesel fuel for use in some of its vehicles, and providing for contingent effectiveness.

Fiscal Note is not required.

Recommended **Do Pass** March 15, 2000.

Senate File 2313, a bill for an act relating to motor vehicles, including driver licensing, the use of child restraints and safety belts for children, and the designation of vehicles as authorized emergency vehicles, making a penalty applicable, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8368** March 15, 2000.

Senate File 2315, a bill for an act relating to the motor vehicle lemon law, making an administrative fine applicable, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 15, 2000.

AMENDMENTS FILED

H—8361	H.F.	2530	Bradley of Clinton
H—8362	H.F.	2439	T. Taylor of Linn

H—8363	S.F.	2245	Committee on Judiciary
H—8364	S.F.	2282	Committee on Judiciary
H—8365	H.F.	2359	Jacobs of Polk
H—8367	H.F.	2523	Shoultz of Black Hawk Dotzler of Black Hawk
H—8368	S.F.	2313	Committee on Transportation
H—8369	S.F.	313	Committee on Natural Resources
H—8370	H.F.	2543	Frevert of Palo Alto
H—8371	H.F.	2543	Richardson of Warren
H—8374	S.F.	2144	Blodgett of Cerro Gordo
H—8375	H.F.	2314	Parmenter of Story
H—8376	S.F.	2246	Parmenter of Story
H—8378	H.F.	2545	T. Taylor of Linn
H—8379	H.F.	2544	Brauns of Muscatine
H—8381	H.F.	2503	Carroll of Poweshiek

On motion by Rants of Woodbury the House adjourned at 8:20 p.m., until 8:45 a.m., Thursday, March 16, 2000.

JOURNAL OF THE HOUSE

Sixty-seventh Calendar Day - Forty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 16, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Greg Stamm, pastor of the Community Reformed Church, Clinton.

The Journal of Wednesday, March 15, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Carroll of Poweshiek and Speaker Siegrist, until their arrival, on request of Rants of Woodbury.

ST. PATRICK'S DAY OBSERVANCE

Prior to the House convening, the Honorable Ed Fallon, state representative from Polk County and his band performed Irish music in the House chamber.

Miss Shamrock, Courtney Thu and Little Lassie, Heather Kline, were introduced by Frevert of Palo Alto and escorted into the House chamber.

Jenkins of Black Hawk introduced to the House, Maureen Boyd, Liam Boyd and Larissa Crain who presented a gift to Senator Mary Jackman of Ireland.

Connors of Polk, Boddicker of Cedar, Fallon of Polk, Garman of Story, and O'Brien of Boone presented the Irish flag in the House chamber. Mertz of Kossuth danced a traditional Irish jig and Boddicker of Cedar sang "Danny Boy."

Presentation of Irish Dignitary

Frevert of Palo Alto presented to the House, Senator Mary Jackman, M.C.C. (FG) member of the Irish Parliament from Newtown Castletroy, Co. Limerick. Senator Jackman is a secondary school teacher at Presentation Convent Secondary School in Sexton St. Limerick. She is currently a member of the Governing Authority of the University of Limerick, Castletroy, Co. Limerick. Senator Jackman is a member of the Fine Gael Party; member of Limerick County Council since 1985 and chairperson of the Council for the year 1998/99 on the Centenary Year of the formation of Local Government in Ireland. She was accompanied by her husband Nicholas, and is the honored guest of the Fortieth Annual St. Patrick's Day Celebration in Emmetsburg.

Frevert of Palo Alto and Jenkins of Black Hawk escorted Senator Jackman to the Speaker's station where she addressed the House briefly about the economy of Ireland.

The House rose and expressed its welcome.

Mertz of Kossuth presented to the House the "Irish Stepperettes," dancers who performed authentic Irish dances in the House chamber.

CONSIDERATION OF BILLS

Regular Calendar

House File 2148, a bill for an act prohibiting the use of a telephone listing that misrepresents the name and location of a business and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2148)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sunderbruch	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 3:

Carroll Siegrist, Spkr. Taylor, D.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2427, a bill for an act to increase the criminal penalties for an assault on members of certain occupations, was taken up for consideration.

Rants of Woodbury asked and received unanimous consent that House File 2427 be deferred and that the bill retain its place on the calendar.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2148** be immediately messaged to the Senate.

House File 2162, a bill for an act relating to the development of a methodology to be used for reimbursement of psychiatric medical institutions for children under the medical assistance program, with report of committee recommending passage, was taken up for consideration.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2162)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Brauns	Brunkhorst	Bukta
Cataldo	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Shey
Shoultz	Stevens	Sunderbruch	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Bradley	Carroll	Jager	Schrader
Siegrist, Spkr.	Taylor, D		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2439, a bill for an act relating to motor vehicle regulation and making penalties applicable, was taken up for consideration.

Blodgett of Cerro Gordo offered the following amendment H-8249 filed by him and T. Taylor of Linn and moved its adoption:

H-8249

- 1 Amend House File 2439 as follows:
- 2 1. Page 3, by inserting after line 18 the
- 3 following:
- 4 "Sec. ____ Section 327F.39, Code 1999, is amended
- 5 by adding the following new subsection:
- 6 **NEW SUBSECTION. 5A. HOURS OF SERVICE FOR DRIVERS.**
- 7 The director shall adopt rules relating to the maximum
- 8 number of hours of service which can be provided by
- 9 persons providing transportation for railroad workers
- 10 to and from their places of employment or during the
- 11 course of their employment."
- 12 2. Title page, line 1, by inserting after the
- 13 words "relating to" the following: "transportation,
- 14 including hours of service for persons providing
- 15 transportation for railroad employees and".
- 16 3. By renumbering as necessary.

Amendment H-8249 was adopted, placing amendment H-8362 filed by T. Taylor of Linn on March 15, 2000, out of order.

Blodgett of Cerro Gordo moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2439)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker

Bogges	Brauns	Brunkhorst	Bukta
Cataldo	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sunderbruch	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 4:

Bradley Carroll Siegrist, Spkr. Taylor, D.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2162 and 2439.**

House File 2314, a bill for an act relating to the accumulation of credit upon an inmate's sentence for Iowa inmates incarcerated in another jurisdiction, was taken up for consideration.

SENATE FILE 2246 SUBSTITUTED FOR HOUSE FILE 2314

Ford of Polk asked and received unanimous consent to substitute Senate File 2246 for House File 2314, placing amendment H-8375 filed by Parmenter of Story on March 15, 2000, out of order.

Senate File 2246, a bill for an act relating to the accumulation of credit upon an inmate's sentence for Iowa inmates incarcerated in another jurisdiction, was taken up for consideration.

Parmenter of Story offered amendment H-8376 filed by him as follows:

H-8376

- 1 Amend Senate File 2246, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 6, by striking the word "shall"
- 4 and inserting the following: "may".
- 5 2. Page 1, line 9, by inserting after the word
- 6 "jurisdiction" the following: "if ordered by the
- 7 court at the time of the inmate's sentencing".

Rants of Woodbury asked and received unanimous consent that Senate File 2246 be deferred and that the bill be placed on the unfinished business calendar. (Amendment H-8376 pending)

House File 2394, a bill for an act to eliminate the regulation of frozen food locker plants by the department of agriculture and land stewardship, was taken up for consideration.

Boggess of Page moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2394)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Brauns	Brunkhorst	Bukta
Cataldo	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees

Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sunderbruch	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 4:

Bradley Carroll Siegrist, Spkr. Taylor, D.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2394** be immediately messaged to the Senate.

RULES SUSPENDED

Rants of Woodbury asked for unanimous consent to suspend the rules to consider House File 2545.

Objection was raised.

Rants of Woodbury moved to suspend the rules for the immediate consideration of House File 2545.

A non-record roll call was requested.

The ayes were 51, nays 40.

The motion to suspend the rules prevailed.

Appropriations Calendar

House File 2545, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, was taken up for consideration.

Rants of Woodbury asked and received unanimous consent that House File 2545 be deferred and that the bill be placed on the unfinished business calendar.

HOUSE FILES PLACED ON THE UNFINISHED BUSINESS CALENDAR

Rants of Woodbury asked and received unanimous consent that the following House Files and Joint Resolutions be placed on the unfinished business calendar:

House Joint Resolution 2006	House File 2457
House Joint Resolution 2010	House File 2459
House File 2121	House File 2460
House File 2197	House File 2478
House File 2219	House File 2479
House File 2249	House File 2490
House File 2325	House File 2530
House File 2373	House File 2533
House File 2379	House File 2534
House File 2386	House File 2535
House File 2390	House File 2538
House File 2418	House File 2539
House File 2428	House File 2540
House File 2432	House File 2541
House File 2443	House File 2542
House File 2453	House File 2543

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on March 15, 2000. Had I been present, I would have voted "aye" on House Files 2229, 2317, 2388, 2429, 2438, 2485 and Senate Files 2147 and 2254.

JAGER of Black Hawk

I was necessarily absent from the House chamber on March 14, 2000. Had I been present, I would have voted "aye" on House Files 2027, 2206, 2254, 2292, 2327, 2329, 2366, 2391, 2461, 2463, 2480, 2486, 2494, 2510, 2511, 2514, 2518 and "nay" on House Files 2368 and 2376.

STEVENS of Dickinson

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

IOWA NATIONAL GUARD

The 1999 Legislative ICN Savings Report, pursuant to Chapter 8D.10, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\566 Anna Reimer, Waterloo – For celebrating her 90th birthday.

2000\567 Leona Hubbard, Waterloo – For celebrating her 90th birthday.

2000\568 Patricia and William Strelow, Waterloo – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2010

Agriculture: Teig, Chair; Drake and Mundie.

Senate File 2203

Commerce and Regulation: Hoffman, Chair; Chiodo and Jenkins.

Senate File 2318
(Committee of the Whole)

Education: Grundberg, Chair; Boal, Boddicker, Brunkhorst, Bukta, Carroll, Cohoon, Dolecheck, Eddie, Falck, Foege, Hansen, Kreiman, Lord, Mascher, Nelson-Forbes, Shey, Stevens, Sunderbruch, Thomas, Thomson, Warnstadt and Wise.

Senate File 2332

Human Resources: Boddicker, Chair; Carroll and Foege.

Senate File 2364

Local Government: Alons, Chair; Connors and Weidman.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 760**

Ways and Means: Sukup, Chair; Larson and Richardson.

House Study Bill 768

Ways and Means: Larson, Chair; Sukup and Weigel.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
 Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Senate File 2010, a bill for an act relating to the traditional livestock producer's linked investment loan program by modifying eligibility requirements.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

COMMITTEE ON JUDICIARY

Senate File 2274, a bill for an act declaring null and void gubernatorial executive orders relating to equal opportunity and affirmative action in state employment and uniform procedures for the waiver of administrative rules and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

Senate File 2366, a bill for an act relating to the purchase, possession, and sale of cigarettes and tobacco products and providing penalties.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

AMENDMENTS FILED

H—8385	H.F.	2538	Greimann of Story Bukta of Clinton Frevert of Palo Alto Stevens of Dickinson
H—8386	H.F.	2538	Murphy of Dubuque
H—8387	H.F.	2427	Dolecheck of Ringgold
H—8388	S.F.	2111	Frevert of Palo Alto
H—8389	H.F.	2538	T. Taylor of Linn
H—8390	H.F.	2545	Murphy of Dubuque
H—8391	S.F.	324	Jager of Black Hawk Heaton of Henry Mertz of Kossuth
			Cormack of Webster Weigel of Chickasaw O'Brien of Boone
H—8392	H.F.	2545	Murphy of Dubuque
H—8393	H.F.	2545	Murphy of Dubuque
H—8394	H.F.	2545	O'Brien of Boone

On motion by Rants of Woodbury the House adjourned at 10:45 a.m., until 9:30 a.m., Friday, March 17, 2000.

JOURNAL OF THE HOUSE

Sixty-eighth Calendar Day - Forty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 17, 2000

The House met pursuant to adjournment at 9:55 a.m., Thomson of Linn in the chair.

Prayer was offered by the Honorable Rosemary Thomson, state representative from Linn County.

The Journal of Thursday, March 16, 2000 was approved.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 16, 2000, he approved and transmitted to the Secretary of State the following bills:

House File 2105, an act adopting the nurse licensure compact.

House File 2333, an act relating to authorization to provide emergency and nonemergency medical care services.

Senate File 2373, an act relating to workers' compensation concerning service of notices on nonresident employers, the calculation of weekly earnings, and the approval of related liens.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON HUMAN RESOURCES

Senate File 301, a bill for an act relating to grandparent and great-grandparent visitation rights.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

Senate File 2332, a bill for an act creating a council on responsible fatherhood, providing for a repeal, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

COMMITTEE ON JUDICIARY

Senate File 2325, a bill for an act relating to the crimes of burglary and forgery.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8395** March 16, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Senate File 2251, a bill for an act providing for county agricultural extension councils' use of moneys in the county agricultural extension education fund.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

Senate File 2327, a bill for an act relating to certain procedures for the purchase or condemnation of interest in private property by a utility subject to the jurisdiction of the Iowa utilities board.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8396** March 16, 2000.

COMMITTEE ON STATE GOVERNMENT

Senate File 2249, a bill for an act relating to a state agency purchasing preference for bio-based hydraulic fluids, greases, and other industrial lubricants.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

Senate File 2388, a bill for an act relating to the filing of reports with the secretary of state by corporate entities.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

AMENDMENTS FILED

H—8395	S.F.	2325	Committee on Judiciary
H—8396	S.F.	2327	Committee on Local Government

On motion by Alons of Sioux the House adjourned at 9:57 a.m., until 1:00 p.m., Monday, March 20, 2000.

JOURNAL OF THE HOUSE

Seventy-first Calendar Day – Forty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 20, 2000

The House met pursuant to adjournment at 1:16 p.m., Speaker Siegrist in the chair.

Prayer was offered by Monsignor Gerald Stessman, pastor of Holy Trinity Catholic Church, Des Moines.

The Journal of Friday, March 17, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cub Scouts from Pack 8, accompanied by James Payton, Cubmaster; Carol Schultes, committee Chairperson; and Den Leaders, Doug Buchanan and Marilyn Gibbons. They were the guests of the Honorable Todd Taylor, state representative from Linn County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Weidman of Cass on request of Carroll of Poweshiek.

CONSIDERATION OF BILLS

Ways and Means Calendar

Senate File 2089, a bill for an act relating to collection of the physical plant and equipment property tax levy in certain urban renewal areas and providing an applicability date, with report of committee recommending amendment and passage, was taken up for consideration.

Boal of Polk offered amendment H-8079 filed by the committee on ways and means as follows:

H-8079

- 1 Amend Senate File 2089, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by inserting before line 1, the
- 4 following:
- 5 "Section 1. Section 298.3, Code 1999, is amended
- 6 by adding the following new subsection:
- 7 NEW SUBSECTION. 12. Payments to a municipality or
- 8 other entity as required under section 403.19,
- 9 subsection 2."
- 10 2. Page 1, line 19, by inserting after the word
- 11 "paid" the following: "by the school district".
- 12 3. Page 1, line 20, by striking the words "county
- 13 auditor" and inserting the following: "school
- 14 district by July 1".
- 15 4. Page 1, line 23, by inserting after the figure
- 16 "2000," the following: "Such school district shall
- 17 pay over the amount certified by November 1 following
- 18 certification to the school district."
- 19 5. By renumbering as necessary.

Boal of Polk offered the following amendment H-8400, to the committee amendment H-8079, filed by her from the floor and moved its adoption:

H-8400

- 1 Amend the amendment, H-8079, to Senate File 2089,
- 2 as passed by the Senate, as follows:
- 3 1. Page 1, by inserting after line 9 the
- 4 following:
- 5 "__. Page 1, line 18, by inserting after the
- 6 word "However," the following: "all or a portion of
- 7 the."
- 8 2. Page 1, by striking lines 12 through 14 and
- 9 inserting the following:
- 10 "__. Page 1, by striking line 20 and inserting
- 11 the following: "municipality certifies to the school
- 12 district by July 1 the amount of such levy that is."

Amendment H-8400 was adopted.

On motion by Boal of Polk the committee amendment H-8079, as amended, was adopted.

Boal of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2089)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, none.

Absent or not voting, 4:

Dix	Ford	Mascher	Weidman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

Senate File 324, a bill for an act relating to certain franchise agreements and the rights and responsibilities of the parties under such agreements, with report of committee recommending amendment and passage, was taken up for consideration.

Metcalf of Polk offered amendment H-8021 filed by the committee on commerce and regulation as follows:

H-8021

- 1 Amend Senate File 324, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 13, line 32, by inserting after the word
 4 "franchisee." the following: "a determination of
 5 whether the duty of good faith with respect to a new
 6 outlet or location has been met shall be made pursuant
 7 to the provisions, standards, and procedures in
 8 subsection 6.
 9 11A. EXCLUSION. For purposes of this section,
 10 "franchise" does not include a contract under which a
 11 franchise relationship is established with respect to
 12 retreaded tires and related equipment used for
 13 commercial vehicles."
 14 2. Page 14, line 23, by striking the figure
 15 "1999" and inserting the following: "2000".
 16 3. Page 14, line 24, by striking the figure
 17 "1999" and inserting the following: "2000".
 18 4. Page 14, line 27, by striking the figure
 19 "1999" and inserting the following: "2000".

The House stood at ease at 1:45 p.m., until the fall of the gavel.

The House resumed session at 3:00 p.m., Speaker pro tempore Sukup in the chair.

Boddicker of Cedar asked and received unanimous consent to withdraw amendment H-8040 filed by him on February 16, 2000.

Jager of Black Hawk offered the following amendment H-8391, to the committee amendment H-8021, filed by Jager, et al., and moved its adoption:

H-8391

- 1 Amend the amendment, H-8021, to Senate File 324, as
 2 amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 1, by striking lines 3 through 10 and
 5 inserting the following:
 6 "____. Page 2, by inserting after line 12 the
 7 following:
 8 "(4) "Franchise" also does not include a contract
 9 under which a"."
 10 2. By renumbering as necessary.

Roll call was requested by Weigel of Chickasaw and Shoultz of Black Hawk.

On the question "Shall amendment H-8391, to the committee amendment H-8021, be adopted?" (S.F. 324)

The ayes were, 39:

Arnold	Boddicker	Bogges	Brunkhorst
Connors	Cormack	Dotzler	Drake
Falck	Fallon	Frevert	Garman
Greimann	Heaton	Holveck	Horbach
Huser	Jager	Jochum	Kettering
Kreiman	Kuhn	May	Mertz
Mundie	Murphy	O'Brien	Osterhaus
Parmenter	Richardson	Scherrman	Schrader
Shoultz	Stevens	Thomson	Van Engelenhoven
Warnstadt	Weigel	Witt	

The nays were, 59:

Alons	Barry	Baudler	Bell
Blodgett	Boal	Bradley	Brauns
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Davis	Dix	Doderer
Dolecheck	Drees	Eddie	Foegel
Ford	Gipp	Grundberg	Hahn
Hansen	Hoffman	Holmes	Houser
Huseman	Jacobs	Jenkins	Johnson
Klemme	Larkin	Larson	Lord
Martin	Mascher	Metcalf	Millage
Myers	Nelson-Forbes	Raecker	Rants
Rayhons	Reynolds	Shey	Siegrist, Spkr.
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Tyrrell	Van Fossen	Welter
Whitead	Wise	Sukup,	
		Presiding	

Absent or not voting, 2:

Greiner Weidman

Amendment H-8391 lost.

Metcalf of Polk moved the adoption of the committee amendment H-8021.

A non-record roll call was requested.

The ayes were 55, nays 11.

The committee amendment H-8021 was adopted.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendment H-1643 filed by him on April 15, 1999.

Murphy of Dubuque offered the following amendment H-1544 filed by him and moved its adoption:

H-1544

- 1 Amend Senate File 324, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 5, by inserting after line 3 the
- 4 following:
- 5 "4A. NOTICE REQUIRED. a franchise agreement
- 6 entered into in this state shall prominently display
- 7 in ten point type the following notice: "This
- 8 Agreement is subject to the Iowa Fair Franchising Act.
- 9 The Act establishes certain rights and
- 10 responsibilities for franchisors and franchisees. The
- 11 provisions of the Act could be important to you in the
- 12 operation of this franchise. Consult your attorney or
- 13 legal advisor for advice regarding the scope and
- 14 applicability of this important statutory provision.""
- 15 2. Page 14, by inserting after line 18 the
- 16 following:
- 17 " ____ TITLE. This section may be known as the
- 18 "Iowa Fair Franchising Act"."
- 19 3. By renumbering as necessary.

Amendment H-1544 lost.

Witt of Black Hawk offered the following amendment H-1595 filed by him and moved its adoption:

H-1595

- 1 Amend Senate File 324, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 5, by inserting after line 3 the
- 4 following:
- 5 "4A. MEET AND CONFER. A group of franchisees may
- 6 seek to meet and confer with a franchisor regarding
- 7 any issues related to a franchise agreement or its
- 8 enforcement. If a group of franchisees obtains
- 9 express written authorization by twenty percent of

10 existing franchisees in the state, the franchisor of
11 the existing franchises shall meet and confer in good
12 faith with representatives of the franchisee group
13 over issues related to the franchises. The
14 representatives of the franchisee group shall be
15 selected by a majority vote at a meeting where all
16 franchisees receive ten days' notice or through
17 written authorization by a majority of the members of
18 the franchisee group."
19 2. By renumbering as necessary.

Amendment H-1595 lost.

Myers of Johnson asked and received unanimous consent that amendment H-1604 be deferred.

Weigel of Chickasaw offered the following amendment H-1620 filed by him and moved its adoption:

H-1620

1 Amend Senate File 324, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 5, by inserting after line 3 the
4 following:
5 "4A. UNILATERAL MODIFICATION. A franchise
6 agreement shall not provide that it can be
7 unilaterally modified by the franchisor."
8 2. By renumbering as necessary.

Amendment H-1620 lost.

Weigel of Chickasaw offered the following amendment H-1641 filed by him and moved its adoption:

H-1641

1 Amend Senate File 324, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 5, by inserting after line 3 the
4 following:
5 "4A. ADVERTISING FEES. It shall be unlawful to
6 collect any advertising fee from a franchisee and not
7 use the funds for the purpose of advertising the
8 business conducted by the franchisee. With respect to
9 collection and expenditure of advertising fees, the
10 franchisor owes a fiduciary duty to the franchisor's
11 franchisees."
12 2. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 36, nays 52.

Amendment H-1641 lost.

Weigel of Chickasaw asked and received unanimous consent that amendment H-1642 be deferred.

Weigel of Chickasaw offered the following amendment H-1644 filed by him and moved its adoption:

H-1644

- 1 Amend Senate File 324, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 5, by inserting after line 3 the
- 4 following:
- 5 "4A. BUSINESS HOURS. a franchisor may only
- 6 require a franchisee to keep the franchisee's retail
- 7 outlet open for business for a specified number of
- 8 hours per day or per week if the requirement is
- 9 negotiated in good faith by both parties, is arrived
- 10 at by mutual agreement, and is based on a bona fide
- 11 business need."
- 12 2. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 32, nays 49.

Amendment H-1644 lost.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendment H-1646 filed by him on April 15, 1999.

Shoultz of Black Hawk offered the following amendment H-1680 filed by him and moved its adoption:

H-1680

- 1 Amend Senate File 324, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 5, by inserting after line 3 the
- 4 following:
- 5 "4A. LIMITATIONS ON FRANCHISE SALES. A franchise

- 6 shall not be offered for sale or sold in this state if
7 the franchise agreements or business methods of the
8 franchisor violate this section."
9 2. By renumbering as necessary.

Amendment H-1680 lost.

Shoultz of Black Hawk offered the following amendment H-1681
filed by him and moved its adoption:

H-1681

- 1 Amend Senate File 324, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 5, by inserting after line 3 the
4 following:
5 "4A. DISCRIMINATION AMONG FRANCHISES. A
6 franchisor shall not unreasonably and materially
7 discriminate among franchisees in assessing franchise
8 fees, or charges for goods, services, equipment, or
9 leases, or any other action. Acts of discrimination
10 which may be reasonable include, but are not limited
11 to, the following:
12 a. Discrimination based on franchises granted at
13 different times or places and the discrimination is
14 reasonably related to such differences in time or
15 place.
16 b. Discrimination related to a program under which
17 franchisees are made available to a class of persons
18 that may have been denied franchise opportunities in
19 the past, based on suspect classifications, including
20 race, sex, religion, or national origin.
21 c. Discrimination designed to accommodate efforts
22 by one or more franchisees to cure deficiencies in the
23 operation of franchised businesses or defaults in
24 franchise agreements."
25 2. By renumbering as necessary.

Amendment H-1681 lost.

Weigel of Chickasaw offered amendment H-1517 filed by him and
requested division as follows:

H-1517

- 1 Amend Senate File 324, as amended, passed, and
2 reprinted by the Senate, as follows:

H-1517A

3 1. Page 6, by inserting after line 12 the
4 following:
5 " _____. A franchisee may transfer the franchisee's
6 interest in the franchise, for the unexpired term of
7 the franchise agreement, and a franchisor shall not
8 require the franchisee or the transferee to enter into
9 a new or different franchise agreement as a condition
10 of the transfer."

H-1517B

11 2. Page 6, by inserting after line 23 the
12 following:
13 " _____. A franchisor shall not transfer its interest
14 in a franchise unless the franchisor makes reasonable
15 provision for the performance of the franchisor's
16 obligations under the franchise agreement by the
17 transferee. For purposes of this section "reasonable
18 provision" means that upon the transfer, the entity
19 assuming the franchisor's obligation has the financial
20 means to perform the franchisor's obligations in the
21 ordinary course of business, but does not mean that
22 the franchisor transferring the franchise is required
23 to guarantee obligations of the underlying franchise
24 agreement."

H-1517C

25 3. Page 6, by inserting after line 32 the
26 following:
27 " _____. A franchisor, as a condition to a transfer
28 of a franchise, shall not obligate a franchisee to
29 undertake obligations or relinquish any rights
30 unrelated to the franchise proposed to be transferred,
31 or to enter into a release of claims broader than a
32 similar release of claims by the franchisor against
33 the franchisee which is entered into by the
34 franchisor.
35 _____. A franchisor shall not discriminate against a
36 proposed transferee of a franchise on the basis of
37 race, color, religion, sex, or
38 disability.
39 _____. A franchisor, after a transfer of a
40 franchise, shall not seek to enforce any covenant of
41 the transferred franchise against the transferor which
42 prohibits the transferor from engaging in any lawful
43 occupation or enterprise. However, this subsection
44 does not prohibit the franchisor from enforcing a
45 contractual covenant against the transferor not to
46 exploit the franchisor's trade secrets or intellectual

47 property rights, unless otherwise agreed to by the
48 parties."

H-1517D

49 4. Page 7, by striking lines 34 and 35 and
50 inserting the following: "franchisees. If less than

Page 2

1 fifty".

H-1517E

2 5. Page 8, by inserting after line 5 the
3 following:
4 "j. A franchisor shall not interfere or attempt to
5 interfere with any permissible disposition of an
6 interest in a franchise or franchised business."

7 6. Page 8, line 31, by striking the word "six"
8 and inserting the following: "five".

9 7. Page 9, by striking lines 4 through 6.

10 8. Page 9, line 35, by striking the words "no
11 more".

12 9. Page 10, line 1, by striking the words "than
13 three years of proven".

14 10. Page 10, line 6, by striking the word "Six"
15 and inserting the following: "Five".

16 11. Page 10, line 29, by inserting after the word
17 "capricious" the following: "when compared to the
18 actions of the franchisor in other similar
19 circumstances".

H-1517F

20 12. By striking page 11, line 33, through page
21 12, line 2, and inserting the following:
22 "(6) After three material breaches of a franchise
23 agreement occurring within a twelve-month period, for
24 which the franchisee has been given notice and an
25 opportunity to cure, the franchisor may terminate upon
26 any subsequent material breach within the twelve-month
27 period without providing an opportunity to cure,
28 provided that the action is not arbitrary and
29 capricious."

H-1517G

30 13. Page 13, line 2, by inserting after the word
31 "supplies," the following: "equipment, fixtures,".

32 14. Page 13, line 5, by inserting after the word
33 "supplies," the following: "equipment, fixtures,".

- 34 15. Page 13, line 9, by inserting after the word
35 "supplies," the following: "equipment, fixtures,".
36 16. Page 13, line 10, by inserting after the word
37 "supplies," the following: "equipment, fixtures,".
38 17. Page 13, line 16, by inserting after the word
39 "supplies," the following: "equipment, fixtures,".
40 18. Page 13, line 17, by inserting after the word
41 "supplies," the following: "equipment, fixtures,".
42 19. Page 13, by inserting after line 24 the
43 following:
44 "10A. LIMITED FIDUCIARY DUTY. Without regard to
45 whether a fiduciary duty is imposed generally on the
46 franchisor by virtue of a franchise agreement, the
47 franchisor owes a fiduciary duty to its franchisees
48 and is obligated to exercise the highest standards of
49 care for franchisee interests where the franchisor
50 does any of the following:

Page 3

- 1 a. Undertakes to perform bookkeeping, collection,
2 payroll, or accounting services on behalf of the
3 franchisee.
4 b. Administers, controls, or supervises, either
5 directly or through any subsidiary or affiliate, any
6 advertising, marketing, or promotional fund or program
7 to which franchisees are required to, or routinely,
8 contribute."

H-1517H

- 9 20. Page 13, by striking lines 25 through 32 and
10 inserting the following:
11 "11. DUTY OF GOOD FAITH. A franchise imposes on
12 the parties a duty of good faith in performance and
13 enforcement of the franchise agreement. "Good faith"
14 means honesty in fact and the observance of reasonable
15 commercial standards of fair dealing in the trade.
16 The duty of good faith is imposed in situations
17 including, but not limited to, where the franchisor
18 opens a new outlet, location, or channel of
19 distribution that has an adverse impact on an existing
20 franchisee."

H-1517I

- 21 21. Page 13, by inserting before line 33 the
22 following:
23 "___ REPURCHASE OF ASSETS. A franchisor shall
24 not terminate or refuse to renew a franchise without
25 fairly compensating the franchisee for the fair market
26 value, at the time of termination or expiration of the

27 franchise, of the franchisee's inventory, supplies,
28 equipment, and furnishings purchased from the
29 franchisor or approved supplier, and good will,
30 exclusive of personalized materials which have no
31 value to the franchisor, and inventory, supplies,
32 equipment, and furnishings not reasonably required in
33 the conduct of the franchise business. However,
34 compensation need not be made to a franchisee for good
35 will if the franchisee is given one year's notice of
36 nonrenewal and the franchisor agrees in writing not to
37 enforce any covenant which restrains the franchisee
38 from competing with the franchisor. A franchisor may
39 offset against amounts owed to a franchisee under this
40 subsection any amounts owed by such franchisee to the
41 franchisor."

H-1517J

42 22. Page 14, by inserting after line 3 the
43 following:
44 "Punitive damages may also be awarded if an act or
45 omission of the franchisor, which constitutes the
46 violation of this section, occurs with malice or
47 reckless disregard for the statutory or contractual
48 rights of the franchisee."
49 23. By renumbering as necessary.

Weigel of Chickasaw moved the adoption of amendment H-1517A.

Speaker Siegrist in the chair at 5:03 p.m.

Amendment H-1517A lost.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendments H-1517B and H-1517C.

Ford of Polk offered the following amendment H-1543 filed by him and Metcalf of Polk and moved its adoption:

H-1543

1 Amend Senate File 324, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 6, by inserting after line 32 the
4 following:
5 " _____. A franchisor shall not discriminate against
6 a proposed transferee of a franchise on the basis of
7 race, color, national origin, religion, sex, or
8 disability."
9 2. By relettering as necessary.

Amendment H-1543 was adopted.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendments H-1517D through H-1517J.

Weigel of Chickasaw asked and received unanimous consent to withdraw the following amendments:

Amendment H-1619 filed by him on April 14, 1999.
Amendment H-1621 filed by him on April 14, 1999.
Amendment H-1622 filed by him on April 14, 1999.
Amendment H-1623 filed by him on April 14, 1999.
Amendment H-1645 filed by him on April 15, 1999.
Amendment H-1647 filed by him on April 15, 1999.
Amendment H-1648 filed by him on April 15, 1999.

Shoultz of Black Hawk asked and received unanimous consent to withdraw amendment H-1682 filed by him on April 19, 1999.

Witt of Black Hawk asked and received unanimous consent that amendment H-1596 be deferred.

Shoultz of Black Hawk asked and received unanimous consent to withdraw amendment H-1679 filed by him on April 19, 1999.

Witt of Black Hawk offered the following amendment H-1597 filed by him and moved its adoption:

H-1597

- 1 Amend Senate File 324, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 13, by inserting after line 32 the
- 4 following:
- 5 "11A. POLITICAL COERCION. It shall be unlawful
- 6 for a franchisor, directly or indirectly, to coerce
- 7 political participation from franchisees, their
- 8 employees, or their families."
- 9 2. By renumbering as necessary.

A non-record roll call was requested.

The ayes were 39, nays 50.

Amendment H-1597 lost.

Holveck of Polk asked and received unanimous consent to withdraw amendment H-1604, previously deferred, filed by him on April 13, 1999.

Weigel of Chickasaw asked and received unanimous consent to withdraw amendment H-1642, previously deferred, filed by him on April 15, 1999.

Witt of Black Hawk asked and received unanimous consent to withdraw amendment H-1596, previously deferred, filed by him on April 13, 1999.

Metcalf of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 324)

The ayes were, 71:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boggess
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Foege	Ford
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larkin	Larson	Lord	Martin
Mascher	May	Metcalf	Millage
Mundie	Myers	Nelson-Forbes	O'Brien
Raecker	Rants	Rayhons	Reynolds
Shey	Sukup	Sunderbruch	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Welter
Whitead	Wise	Mr. Speaker	
		Siegrist	

The nays were, 28:

Boddicker	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Frevrt
Garman	Greimann	Holveck	Horbach

Huser	Jochum	Kreiman	Kuhn
Mertz	Murphy	Osterhaus	Parmenter
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Weigel	Witt

Absent or not voting, 1:

Weidman

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 20, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 620, a bill for an act relating to persons with disabilities by providing for the use of wheelchair parking cones, providing for persons with disabilities registration plates for trailers, and providing for penalties.

Also: That the Senate has on March 20, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 683, a bill for an act relating to mediation services related to custody, visitation, and support of a child.

Also: That the Senate has on March 20, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2136, a bill for an act relating to nonsubstantive Code corrections.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2173, a bill for an act providing for inheritance by great-grandparents, great-aunts and uncles, and second cousins of intestate decedents.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2179, a bill for an act relating to the certified school to career program.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2218, a bill for an act creating a county and state mutual insurance guaranty association and providing penalties.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2220, a bill for an act relating to the confidentiality of internet protocol numbers associated with public information requests.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2239, a bill for an act relating to limited partnerships by providing for such partnerships to become limited liability limited partnerships, providing for related matters, and providing an effective date.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2240, a bill for an act relating to notice and the appointment of counsel in guardianship and conservatorship proceedings.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2277, a bill for an act relating to hunting preserves by eliminating regulations applicable to certain animals classified as livestock.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2329, a bill for an act extending the time period to qualify for certain linked investment programs and providing an effective date.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2330, a bill for an act relating to directional signs visible from the street at polling places.

Also: That the Senate has on March 20, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2147, a bill for an act relating to motor vehicles, including motor vehicle enforcement, titling, and registration, the renewal of certain licenses related to selling vehicles, and motor carrier regulation, making penalties applicable, and providing effective dates.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2418, a bill for an act relating to certification of property taxes by townships and providing an effective date.

Also: That the Senate has on March 20, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2420, a bill for an act relating to the administration and enforcement of the replacement tax imposed on the generation, transmission, and delivery, consumption, and use of electricity and natural gas, providing for the Act's retroactive applicability, and providing an effective date.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2418, by committee on ways and means, a bill for an act relating to certification of property taxes by townships and providing an effective date.

Read first time and referred to committee on **ways and means**.

Senate File 2420, by committee on ways and means, a bill for an act relating to the administration and enforcement of the replacement tax imposed on the generation, transmission, and delivery, consumption, and use of electricity and natural gas, providing for the Act's retroactive applicability, and providing an effective date.

Read first time and referred to committee on **ways and means**.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2089** be immediately messaged to the Senate.

MOTIONS TO RECONSIDER

(Senate File 324)

I move to reconsider the vote by which Senate File 324 passed the House on March 20, 2000.

JAGER of Black Hawk

I move to reconsider the vote by which Senate File 324 passed the House on March 20, 2000.

METCALF of Polk

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on March 16, 2000. Had I been present, I would have voted "aye" on House Files 2148, 2162 and 2439.

CARROLL of Poweshiek

I was necessarily absent from the House chamber on March 7, 2000. Had I been present, I would have voted "aye" on House Files 2387, 2431, 2473, 2528 and Senate File 2248.

FORD of Polk

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\569 Roscoe and Eunice White, Packwood – For celebrating their 61st wedding anniversary.
- 2000\570 Amy Swisher, Cedar Falls – For being named to the Iowa Newspaper Association All-State, Class 4-A First Team, 2000 Iowa Girls' Basketball Tournament.
- 2000\571 Ellie Peterson, Cedar Falls – For being named to the Iowa Newspaper Association All-State, Class 4-A First Team, 2000 Iowa Girls' Basketball Tournament.
- 2000\572 Eleanor Bahr, Wall Lake – For celebrating her 89th birthday.
- 2000\573 Bernice Reida, Lake View – For celebrating her 85th birthday.
- 2000\574 Marjorie Seymour, Lake View – For celebrating her 89th birthday.
- 2000\575 Alvera Ruchti, Lake View – For celebrating her 90th birthday.

- 2000\576 Margaret Dahm, Early – For celebrating her 90th birthday.
- 2000\577 Betty and Glenn Stephenson, Winterset – For celebrating their 50th wedding anniversary.
- 2000\578 Lorna Nesselroad, Panora – For celebrating her 86th birthday.
- 2000\579 George Olson, Panora – For celebrating his 86th birthday.
- 2000\580 Velda and Bill Morse, Winterset – For celebrating their 71st wedding anniversary.
- 2000\581 Zachary Rudolph, Coralville – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\582 Chad Gaul, Dyersville – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\583 Verna Remmes, Charter Oak – For celebrating her 101st birthday.
- 2000\584 Velma Meehan, Westside – For celebrating her 90th birthday.
- 2000\585 Pinkie Galbreath, Onawa – For celebrating her 102nd birthday.
- 2000\586 Marie Dubrall, Manilla – For celebrating her 101st birthday.
- 2000\587 Selma Carter, Manilla – For celebrating her 90th birthday.
- 2000\588 Doc Naulteus, Mapleton – For celebrating his 90th birthday.
- 2000\589 Nick Stultz, Kirn Junior High School – For winning first place in the state MATHCOUNTS competition.
- 2000\590 Anita Suchy, Osage – For celebrating her 90th birthday.
- 2000\591 Harry Eliassen, Charles City – For celebrating his 88th birthday.
- 2000\592 Florence Schwartz, Osage – For celebrating her 80th birthday.
- 2000\593 Myrtle O'Connor, Rockford – For celebrating her 80th birthday.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 769 Appropriations

Relating to the funding of, operation of, and appropriation of moneys to the college student aid commission, the department of cultural affairs, the department of education, and the state board of regents, providing related statutory changes, and providing effective dates.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Senate File 2267, a bill for an act requiring the board of directors of a school district to enter into a compact with parents and guardians by adopting a school promotion policy for grade three level students and providing for related matters.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8409** March 16, 2000.

Senate File 2318, a bill for an act relating to the establishment of Iowa charter schools.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8408** March 16, 2000.

Senate File 2338, a bill for an act providing for a school investment partnership pilot program.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8407** March 16, 2000.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Senate File 2371, a bill for an act relating to the establishment of a water quality initiative program by the department of agriculture and land stewardship and the department of natural resources, defining and providing for the use of credible data for quality control and assurance procedures, and providing for other properly related matters, and providing an applicability date.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8416** March 16, 2000.

COMMITTEE ON HUMAN RESOURCES

Senate File 2367, a bill for an act relating to the information collected through termination of pregnancy reporting.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8402** March 16, 2000.

COMMITTEE ON JUDICIARY

Senate File 2276, a bill for an act relating to the application of earned time credits against a criminal sentence and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8421** March 16, 2000.

COMMITTEE ON LOCAL GOVERNMENT

Senate File 2215, a bill for an act striking a mandatory leave of absence for a civil service officer or employee, or a deputy sheriff who is a candidate for partisan public office, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 16, 2000.

Senate File 2364, a bill for an act relating to the residency requirements for city civil service employees.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8417** March 16, 2000.

COMMITTEE ON STATE GOVERNMENT

Senate File 2395, a bill for an act relating to the creation of an information technology department and making related changes.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8405** March 16, 2000.

Senate File 2411, a bill for an act relating to public retirement systems and providing implementation, applicability, and effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8404** March 16, 2000.

AMENDMENTS FILED

H-8397	H.F.	2503	Blodgett of Cerro Gordo
H-8398	H.F.	2545	Thomas of Clayton
H-8399	H.F.	2545	Thomas of Clayton

H—8401	H.F.	2545	O'Brien of Boone
H—8402	S.F.	2367	Committee on Human Resources
H—8403	S.F.	2411	Frevert of Palo Alto
H—8404	S.F.	2411	Committee on State Government
H—8405	S.F.	2395	Committee on State Government
H—8406	H.F.	2545	Cormack of Webster
H—8407	S.F.	2338	Committee on Education
H—8408	S.F.	2318	Committee on Education
H—8409	S.F.	2267	Committee on Education
H—8410	H.F.	2427	Scherrman of Dubuque
H—8411	H.F.	2136	Senate Amendment
H—8412	H.F.	620	Senate Amendment
H—8413	H.F.	2545	Dix of Butler Brunkhorst of Bremer
H—8414	S.F.	2308	Davis of Wapello
H—8415	H.F.	683	Senate Amendment
H—8416	S.F.	2371	Committee on Environmental Protection
H—8417	S.F.	2364	Committee on Local Government
H—8418	H.F.	2545	Falck of Fayette
H—8419	H.F.	2545	Murphy of Dubuque
H—8420	H.F.	2545	Warnstadt of Woodbury
H—8421	S.F.	2276	Committee on Judiciary
H—8422	S.F.	2111	Lord of Dallas Brunkhorst of Bremer Carroll of Poweshiek Thomson of Linn Sunderbruch of Scott Grundberg of Polk Nelson-Forbes of Marshall
H—8423	S.F.	2411	Mascher of Johnson
H—8424	H.F.	2538	Blodgett of Cerro Gordo
H—8425	S.F.	2411	Greimann of Story
H—8426	H.F.	2545	Murphy of Dubuque

On motion by Rants of Woodbury the House adjourned at 5:31 p.m., until 8:45 a.m., Tuesday, March 21, 2000.

JOURNAL OF THE HOUSE

Seventy-second Calendar Day - Forty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 21, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverends Phillip and Ginny Olson, pastors of Ridgeway Lutheran Parish, Ridgeway.

The Journal of Monday, March 20, 2000 was approved.

PETITION FILED

The following petition was received and placed on file:

By Ford of Polk from two hundred ninety-six persons from across the state of Iowa supporting the establishment of a commission on the status of Asian and Pacific Islander Americans in the State of Iowa's Department of Human Rights.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Weidman of Cass, until his arrival, on request of Speaker Siegrist.

SPECIAL PRESENTATION

Jenkins of Black Hawk and Huser of Polk introduced to the House dignitaries from the Ukraine. Eleanor Verwers, a constituent of Representative Huser, and part of a sister state exchange, introduced Petro Yevich, Oleksandr Chrevko, Dr. Svitlana Zhurba, Vadim Melnekov and Gennadyi Kapralov whom addressed the House regarding friendly relations between their district and our state in sharing medical and educational information.

The House rose and expressed its welcome.

MOTION TO RECONSIDER LOST

Metcalf of Polk called up for consideration the motion to reconsider Senate File 324, a bill for an act relating to certain franchise agreements and the rights and responsibilities of the parties under such agreements, filed by her on March 20, 2000, and moved to reconsider the vote by which Senate File 324 passed the House and was placed on its last reading on March 20, 2000.

A non-record roll call was requested.

The ayes were 31, nays 53.

The motion lost, placing out of order the motion to reconsider filed by Jager of Black Hawk on March 20, 2000.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 324** be immediately messaged to the Senate.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 115

Shoultz of Black Hawk called up for consideration House Concurrent Resolution 115, a concurrent resolution urging citizen participation in and cooperation with the conducting of the year 2000 census, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 2533, a bill for an act appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and providing an effective date, was taken up for consideration.

Grundberg of Polk offered the following amendment H-8175 filed by her and moved its adoption:

H-8175

- 1 Amend House File 2533 as follows:
- 2 1. Page 14, by inserting after line 30 the
- 3 following:
- 4 "7. If the department has data indicating that a
- 5 geographic area has a substantial number of persons
- 6 with mental illness who are homeless and are not being
- 7 served by an existing grantee for that area under the
- 8 formula grant and the existing grantee has expressed a
- 9 desire to no longer provide services or the grantee's
- 10 contract was terminated by the department for
- 11 nonperformance, the department shall issue a request
- 12 for proposals to replace the grantee. Otherwise, the
- 13 department shall maximize available funding by
- 14 continuing to contract to the extent possible with
- 15 those persons who are grantees as of the effective
- 16 date of this subsection. The department shall issue a
- 17 request for proposals if additional funding becomes
- 18 available for expansion to persons who are not being
- 19 served and it is not possible to utilize existing
- 20 grantees."
- 21 2. Page 43, by striking lines 18 through 22 and
- 22 inserting the following:
- 23 "Sec. ____ EFFECTIVE DATE. The following
- 24 provisions of this Act, being deemed of immediate
- 25 importance, take effect upon enactment:
- 26 1. Section 10, subsection 3, of this Act,
- 27 appropriating federal community development block
- 28 grant moneys for the federal fiscal year beginning
- 29 October 1, 1999.
- 30 2. Section 14, subsection 7, relating to contracts
- 31 for projects for assistance in transition from
- 32 homelessness."
- 33 3. By renumbering as necessary.

Gipp of Winneshiek in the chair at 9:22 a.m.

Amendment H-8175 was adopted.

Nelson-Forbes of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2533)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weigel	Welter
Whitead	Wise	Witt	Gipp, Presiding

The nays were, none.

Absent or not voting, 4:

Boggess	Chiodo	Taylor, D.	Weidman
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2534, a bill for an act relating to electronic communications constituting the crime of harassment, was taken up for consideration.

Kettering of Sac offered the following amendment H-8173 filed by him and moved its adoption:

H-8173

- 1 Amend House File 2534 as follows:
- 2 1. Title page, by striking lines 1 and 2 and
- 3 inserting the following:

4 "An Act relating to harassment via electronic
5 communications and making penalties applicable."

Amendment H-8173 was adopted.

SENATE FILE 2308 SUBSTITUTED FOR HOUSE FILE 2534

Kettering of Sac asked and received unanimous consent to substitute Senate File 2308 for House File 2534.

Senate File 2308, a bill for an act relating to harassment via electronic communications and making penalties applicable, was taken up for consideration.

Davis of Wapello offered the following amendment H-8414 filed by him and moved its adoption:

H-8414

1 Amend Senate File 2308, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 236.10, Code 1999, is amended
6 to read as follows:

7 236.10 CONFIDENTIALITY OF RECORDS.

8 1. The entire file or a portion of the file in a
9 domestic abuse case shall be sealed by the clerk of
10 court when it is complete and after the time for
11 appeal has expired as ordered by the court to protect
12 the privacy interest or safety of any person.

13 ~~However, the clerk shall open the file upon~~
14 ~~application to and order of the court for good cause~~
15 ~~shown or upon request of the child support recovery~~
16 ~~unit. Support payment records, whether maintained by~~
17 ~~the clerk of the district court or the department of~~
18 ~~human services, are public records and may be released~~
19 ~~upon request. However, a payment record shall not~~
20 ~~include address or location information.~~

21 2. Notwithstanding subsection 1, court orders and
22 support payment records shall remain public records,
23 although the court may order that certain information
24 be redacted from the public records, such as address
25 or location information.

26 Sec. __. Section 236.19, Code Supplement 1999, is
27 amended to read as follows:

28 236.19 FOREIGN PROTECTIVE ORDERS - REGISTRATION
29 - ENFORCEMENT.

30 1. As used in this section, "foreign protective
31 order" means a protective order entered ~~in a state~~
32 ~~other than Iowa which~~ by a court of another state,
33 Indian tribe, or United States territory that would be
34 an order or court-approved consent agreement entered
35 under this chapter, a temporary or permanent
36 protective order or order to vacate the homestead
37 under chapter 598, or an order that establishes
38 conditions of release or is a protective order or
39 sentencing order in a criminal prosecution arising
40 from a domestic abuse assault if it had been entered
41 in Iowa.

42 2. A certified or authenticated copy of a
43 permanent foreign protective order ~~authenticated in~~
44 ~~accordance with the statutes of this state~~ may be
45 filed with the clerk of the district court in any
46 county that would have venue if the original action
47 was being commenced in this state or in which the
48 person in whose favor the order was entered may be
49 present.

50 a. The clerk shall file foreign protective orders

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1 that are not certified or authenticated, if supported
2 by an affidavit of a person with personal knowledge,
3 subject to the penalties for perjury. The person
4 protected by the order may provide this affidavit.
5 b. The clerk shall provide copies of the order as
6 required by section 236.5, except that notice shall
7 not be provided to the respondent without the express
8 written direction of the person in whose favor the
9 order was entered.

10 3. a. A valid foreign protective order ~~so filed~~
11 has the same effect and shall be enforced in the same
12 manner as a protective order issued in this state
13 whether or not filed with a clerk of court or
14 otherwise placed in a registry of protective orders.

15 b. A foreign protective order is valid if it meets
16 all of the following:

17 (1) The order states the name of the protected
18 individual and the individual against whom enforcement
19 is sought.

20 (2) The order has not expired.

21 (3) The order was issued by a court or tribunal
22 that had jurisdiction over the parties and subject
23 matter under the law of the foreign jurisdiction.

24 (4) The order was issued in accordance with
25 respondent's due process rights, either after the
26 respondent was provided with reasonable notice and an
27 opportunity to be heard before the court or tribunal
28 that issued the order, or in the case of an ex parte

29 order, the respondent was granted notice and
 30 opportunity to be heard within a reasonable time after
 31 the order was issued.

32 c. Proof that a foreign protective order failed to
 33 meet all of the factors listed in paragraph "b" shall
 34 be an affirmative defense in any action seeking
 35 enforcement of the order.

36 4. A peace officer shall treat a foreign
 37 protective order as a valid legal document and shall
 38 make an arrest for a violation of the foreign
 39 protective order in the same manner that a peace
 40 officer would make an arrest for a violation of a
 41 protective order issued within this state.

42 a. The fact that a foreign protective order has
 43 not been filed with the clerk of court or otherwise
 44 placed in a registry shall not be grounds to refuse to
 45 enforce the terms of the order unless it is apparent
 46 to the officer that the order is invalid on its face.

47 b. A peace officer acting in good faith in
 48 connection with the enforcement of a foreign
 49 protective order shall be immune from civil and
 50 criminal liability in any action arising in connection

Page 3

1 with such enforcement.

2 5. Filing and service costs in connection with
 3 foreign protective orders may be waived or deferred as
 4 provided in section 236.3."

5 2. Title page, line 1, by inserting after the
 6 word "to" the following: "domestic violence
 7 protective orders and".

8 3. By renumbering as necessary.

Carroll of Poweshiek in the chair at 9:31 a.m.

Roll call was requested by Larson of Linn and Kettering of Sac.

On the question "Shall amendment H-8414 be adopted?" (S.F. 2308)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon

Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Johnson	Osterhaus	Weidman
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Amendment H-8414 was adopted.

Kettering of Sac moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2308)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson

Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weigel	Welter	Whitead	Wise
Witt	Carroll, Presiding		

The nays were, none.

Absent or not voting, 2:

Grundberg Weidman

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2534 WITHDRAWN

Kettering of Sac asked and received unanimous consent to withdraw House File 2534 from further consideration by the House.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2533, House Concurrent Resolution 115 and Senate File 2308.**

House File 2538, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the state department of transportation, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, and including fees for certain registration plates, allowing the department to conduct a pilot project, and providing for the nonreversion of certain moneys, was taken up for consideration.

The House stood at ease at 9:58 a.m., until the fall of the gavel.

The House resumed session and consideration of House File 2538 at 11:05 a.m., Speaker pro tempore Sukup in the chair.

Brauns of Muscatine offered the following amendment H-8259 filed by him and moved its adoption:

H-8259

- 1 Amend House File 2538 as follows:
- 2 1. Page 1, by inserting after line 9 the
- 3 following:
- 4 "Of the amount appropriated in this subsection,
- 5 \$25,000 shall be allocated to the Iowa civil air
- 6 patrol."

Amendment H-8259 was adopted.

Warnstadt of Woodbury asked and received unanimous consent to withdraw amendment H-8386 filed by Murphy of Dubuque on March 16, 2000.

Blodgett of Cerro Gordo asked and received unanimous consent to withdraw amendment H-8424 filed by him on March 20, 2000.

T. Taylor of Linn offered amendment H-8389 filed by him as follows:

H-8389

- 1 Amend House File 2538 as follows:
- 2 1. Page 6, by inserting after line 5 the
- 3 following:
- 4 "Sec. __. Section 327F.39, Code 1999, is amended
- 5 by adding the following new subsection:
- 6 NEW SUBSECTION. 5A. HOURS OF SERVICE FOR DRIVERS.
- 7 The director shall adopt rules relating to the maximum
- 8 number of hours of service which can be provided by
- 9 persons providing transportation for railroad workers
- 10 to and from their places of employment or during the
- 11 course of their employment."
- 12 2. Title page, line 5, by inserting after the
- 13 words "and including" the following: "hours of
- 14 service for persons providing transportation for
- 15 railroad employees and".
- 16 3. By renumbering as necessary.

Gipp of Winneshiek rose on a point of order that amendment H-8389 was not germane.

The Speaker ruled the point well taken and amendment H-8389 not germane.

T. Taylor of Linn asked for unanimous consent to suspend the rules to consider amendment H-8389.

Objection was raised.

T. Taylor of Linn moved to suspend the rules to consider amendment H-8389.

Rule 75 was invoked.

A non-record roll call was requested.

The ayes were 45, nays 50.

The motion to suspend the rules lost.

SPECIAL PRESENTATION

Shoultz of Black Hawk introduced to the House the Honorable Arthur Ollie, former state representative from Clinton County.

Greimann of Story offered amendment H-8385 filed by Greimann, et al., as follows:

H-8385

1 Amend House File 2538 as follows:
2 1. Page 6, by inserting after line 22 the
3 following:
4 "Sec. __. DEPARTMENTAL REVIEW AND RULES. The
5 state department of transportation, the department of
6 general services, and the department of natural
7 resources shall review all relevant information
8 relating to outdoor lighting efficiency, light
9 pollution caused by outdoor lighting, and United
10 States occupational safety and health administration
11 lighting standards. By January 1, 2001, the state
12 department of transportation, the department of
13 general services, and the department of natural
14 resources shall each adopt rules pursuant to chapter
15 17a relating to the lighting standards for new outdoor
16 light fixtures and replacement outdoor light fixtures.

17 The three departments shall consult with each other to
18 promote consistency, as possible, in the lighting
19 standards adopted by each department.

20 Sec. __. NATIONAL PARK SERVICE. The general
21 assembly requests that the national park service
22 review all relevant information relating to outdoor
23 lighting efficiency, light pollution caused by outdoor
24 lighting, and United States occupational safety and
25 health administration lighting standards and adopt
26 rules relating to the lighting standards for new
27 outdoor light fixtures and replacement outdoor light
28 fixtures."

29 2. Title page, line 5, by inserting after the
30 word "plates" the following: "and rules pertaining to
31 outdoor lighting".

32 3. By renumbering as necessary.

Gipp of Winneshiek rose on a point of order that amendment H-8385 was not germane.

The Speaker ruled the point well taken and amendment H-8385 not germane.

Greimann of Story asked for unanimous consent to suspend the rules to consider amendment H-8385.

Objection was raised.

Greimann of Story moved to suspend the rules to consider amendment H-8385.

A non-record roll call was requested.

The ayes were 38, nays 50.

The motion to suspend the rules lost.

Gipp of Winneshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2538)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foega	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, 3:

Fallon	Kreiman	O'Brien
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Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Jacobs of Polk asked and received unanimous consent that **House File 2538** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 21, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2113, a bill for an act relating to eligibility for United States armed forces retired special motor vehicle license plates.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2168, a bill for an act relating to the exceptions to the requirement of holding a hearing in a dissolution of marriage action.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2169, a bill for an act relating to the appointment of emergency management coordinators.

Also: That the Senate has on March 21, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2172, a bill for an act relating to polygraph examinations of applicants for certain law enforcement positions.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2248, a bill for an act relating to alternate methods of providing proof of motor vehicle financial responsibility and providing an effective date.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2253, a bill for an act relating to state criminal jurisdiction and to the crimes of escape and absence from custody.

Also: That the Senate has on March 21, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2321, a bill for an act relating to medical assistance, including eligibility categories and transfer of assets.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2365, a bill for an act providing for review of deaths of children under the age of eighteen by the child death review team.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2368, a bill for an act relating to weight restrictions on certain implements of husbandry and providing for a study.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2420, a bill for an act relating to the statute of limitations for filing a sexual abuse or sexual exploitation criminal indictment or information.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2425, a bill for an act relating to knowledge of limitations on authority of managers of limited liability companies by persons dealing with such companies.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2431, a bill for an act relating to ethics and campaign disclosure board procedures and to conflicts of interest of public officers and employees.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2480, a bill for an act relating to motor vehicle registration periods and providing an effective date.

Also: That the Senate has on March 21, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2525, a bill for an act relating to limitations on recoverable noneconomic damages in legal actions arising out of motor vehicle accidents.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2531, a bill for an act relating to services provided by county officers including funding for emergency medical services and the disposition of lost property.

MICHAEL E. MARSHALL, Secretary

On motion by Jacobs of Polk, the House was recessed at 11:42 a.m., until 1:15 p.m.

AFTERNOON SESSION

The House reconvened at 1:22 p.m., Speaker pro tempore Sukup in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-eight members present, twenty-two absent.

CONSIDERATION OF BILLS

Regular Calendar

Senate File 419, a bill for an act applying certain veterinary practice requirements to persons providing veterinary medical services, owning a veterinary clinic, or practicing veterinary medicine, with report of committee recommending amendment and passage, was taken up for consideration.

Bradley of Clinton offered amendment H-8342 filed by the committee on state government as follows:

H-8342

- 1 Amend Senate File 419, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, lines 3 and 4, by striking the words
- 4 and figure ", pursuant to section 169.4A,".
- 5 2. Page 1, line 5, by striking the word "state,"
- 6 and inserting the following: "state".
- 7 3. Page 1, line 10, by striking the word "may"
- 8 and inserting the following: "shall".
- 9 4. Page 1, line 14, by inserting after the figure
- 10 "169.14." the following: "Certification fees may be
- 11 established by the board pursuant to section 169.5,
- 12 subsection 9, paragraph "j"."

Greiner of Washington offered the following amendment H-8434, to the committee amendment H-8342, filed by her from the floor and moved its adoption:

H-8434

- 1 Amend the amendment, H-8342, to Senate File 419, as
- 2 amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by striking line 12 and inserting the
- 5 following: "subsection 9, paragraph "j". Fees shall
- 6 be established in an amount sufficient to fully offset
- 7 the costs of certification pursuant to this
- 8 subsection."

Amendment H-8434 was adopted.

Dix of Butler in the chair at 1:37 p.m.

Rants of Woodbury asked and received unanimous consent that Senate File 419 be deferred and that the bill retain its place on the calendar. (Committee amendment H-8342, as amended, pending)

Senate File 2111, a bill for an act providing for a one hundred percent budget guarantee for school districts, and providing an effective date, with report of committee recommending amendment and passage, was taken up for consideration.

Grundberg of Polk offered amendment H-8343 filed by the committee on education as follows:

H-8343

- 1 Amend Senate File 2111, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 257.13, Code Supplement 1999,
- 6 is amended by striking the section and inserting in
- 7 lieu thereof the following:
- 8 257.13 ON-TIME FUNDING BUDGET ADJUSTMENT.
- 9 1. For the school budget year beginning July 1,
- 10 2000, if a district's actual enrollment for the budget
- 11 year, determined under section 257.6, is greater than
- 12 its budget enrollment for the budget year, the
- 13 district shall be eligible to receive an on-time
- 14 funding budget adjustment. The adjustment shall be in
- 15 an amount equal to fifty percent of the difference
- 16 between the actual enrollment for the budget year and
- 17 the budget enrollment for the budget year, multiplied
- 18 by district cost per pupil.
- 19 2. The board of directors of a school district
- 20 that wishes to receive an on-time funding budget
- 21 adjustment shall adopt a resolution to receive the
- 22 adjustment and notify the school budget review
- 23 committee by November 1, 2000. The school budget
- 24 review committee shall establish a modified allowable
- 25 growth in an amount determined pursuant to subsection
- 26 1.
- 27 3. If the board of directors of a school district
- 28 determines that a need exists for additional funds
- 29 exceeding the authorized budget adjustment for on-time
- 30 funding pursuant to this section, a request for

31 modified allowable growth based upon increased
 32 enrollment may be submitted to the school budget
 33 review committee as provided in section 257.31."
 34 2. Page 1, by striking lines 3 through 11 and
 35 inserting the following:
 36 "1. For the budget years year commencing July 1,
 37 ~~1997, July 1, 1998, and July 1, 1999~~ 2000, if the
 38 department of management determines that the regular
 39 program district cost of a school district for a
 40 budget year is less than ninety-nine percent of the
 41 total of the regular program district cost plus any
 42 adjustment added under this section for the base year
 43 for that school district, the department of management
 44 shall provide a budget adjustment for that district
 45 for that budget year that is equal to the difference."
 46 3. Title page, lines 1 and 2, by striking the
 47 words "providing for a one hundred percent budget
 48 guarantee for school districts," and inserting the
 49 following: "relating to certain school finance
 50 formula provisions".

Page 2

1 4. By renumbering as necessary.

Frevort of Palo Alto asked and received unanimous consent that amendment H-8388, to the committee amendment H-8343, be deferred.

Richardson of Warren asked and received unanimous consent that amendment H-8431, to the committee amendment H-8343, filed by him from the floor be deferred.

Lord of Dallas offered amendment H-8422, to the committee amendment H-8343, filed by Lord, et al., as follows:

H-8422

1 Amend the amendment, H-8343, to Senate File 2111,
 2 as passed by the Senate, as follows:
 3 1. Page 1, by striking lines 3 through 45 and
 4 inserting the following:
 5 "___ . By striking everything after the enacting
 6 clause and inserting the following:
 7 "Section 1. Section 257.13, Code Supplement 1999,
 8 is amended by striking the section and inserting in
 9 lieu thereof the following:
 10 257.13 ON-TIME FUNDING BUDGET ADJUSTMENT.
 11 1. For the school budget years beginning July 1,

12 2000, and July 1, 2001, if a district's actual
 13 enrollment for the budget year, determined under
 14 section 257.6, is greater than its budget enrollment
 15 for the budget year, the district shall be eligible to
 16 receive an on-time funding budget adjustment. The
 17 adjustment shall be in an amount equal to fifty
 18 percent of the difference between the actual
 19 enrollment for the budget year and the budget
 20 enrollment for the budget year, multiplied by district
 21 cost per pupil.

22 2. The board of directors of a school district
 23 that wishes to receive an on-time funding budget
 24 adjustment shall adopt a resolution to receive the
 25 adjustment and notify the school budget review
 26 committee by November 1, 2000. The school budget
 27 review committee shall establish a modified allowable
 28 growth in an amount determined pursuant to subsection
 29 1.

30 3. If the board of directors of a school district
 31 determines that a need exists for additional funds
 32 exceeding the authorized budget adjustment for on-time
 33 funding pursuant to this section, a request for
 34 modified allowable growth based upon increased
 35 enrollment may be submitted to the school budget
 36 review committee as provided in section 257.31.

37 Sec. 2. Section 257.14, subsection 1, Code
 38 Supplement 1999, is amended to read as follows:

39 1. For the budget years year commencing July 1,
 40 ~~1997, July 1, 1998, and July 1, 1999~~ 2000, if the
 41 department of management determines that the regular
 42 program district cost of a school district for a
 43 budget year is less than the total of the regular
 44 program district cost plus any adjustment added under
 45 this section for the base year for that school
 46 district, ~~the department of management shall provide~~
 47 school district shall be eligible to receive a budget
 48 adjustment for that district for that budget year ~~that~~
 49 is up to an amount equal to the difference. The board
 50 of directors of a school district that wishes to

Page 2

1 receive a budget adjustment pursuant to this
 2 subsection shall, notwithstanding the public notice
 3 and hearing provisions of chapter 24 or any other
 4 provision to the contrary, within thirty days
 5 following the enactment of this Act adopt a resolution
 6 to receive the budget adjustment and immediately
 7 notify the department of management of the adoption of
 8 the resolution and the amount of the budget adjustment
 9 to be received.

10 Sec. 3. Section 257.14, subsection 2, Code

11 Supplement 1999, is amended by striking the subsection
12 and inserting in lieu thereof the following:
13 2. For the budget year commencing July 1, 2001, if
14 the department of management determines that the
15 regular program district cost of a school district for
16 a budget year is less than the regular program
17 district cost for the base year for that school
18 district, the school district shall be eligible to
19 receive a budget adjustment for that district for that
20 budget year up to an amount equal to the difference.
21 The board of directors of a school district that
22 wishes to receive a budget adjustment pursuant to this
23 subsection shall adopt a resolution to receive the
24 budget adjustment and notify the department of
25 management of the adoption of the resolution and the
26 amount of the budget adjustment to be received by
27 March 1, 2001.
28 Sec. 4. EFFECTIVE DATE. This Act, being deemed of
29 immediate importance, takes effect upon enactment."''

The House stood at ease at 2:09 p.m., until the fall of the gavel.

The House resumed session at 3:22 p.m., Dix of Butler in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty-three members present, thirty-seven absent.

The House resumed consideration of amendment H-8422, to the committee amendment H-8343.

Lord of Dallas moved the adoption of amendment H-8422, to the committee amendment H-8343.

Amendment H-8422 was adopted, placing the following amendments, previously deferred, to the committee amendment H-8343 out of order:

Amendment H-8388 filed by Frevert of Palo Alto on March 16, 2000.

Amendment H-8431 filed by Richardson of Warren from the floor.

Speaker Siegrist in the chair at 3:28 p.m.

Wise of Lee offered the following amendment H-8436, to the committee amendment H-8343, filed by him, Richardson of Warren, Frevort of Palo Alto and Mascher of Johnson from the floor and moved its adoption:

H-8436

- 1 Amend the amendment, H-8343, to Senate File 2111,
- 2 as passed by the Senate, as follows:
- 3 1. Page 1, by striking lines 1 through 45 and
- 4 inserting the following:
- 5 "Amend Senate File 2111, as passed by the Senate,
- 6 as follows:
- 7 1. By striking everything after the enacting
- 8 clause and inserting the following:
- 9 "Section. 1. Section 257.1, subsection 2,
- 10 unnumbered paragraph 3, Code Supplement 1999, is
- 11 amended to read as follows:
- 12 For the budget year commencing July 1, ~~1999~~ 2000,
- 13 the department of management shall add the amount of
- 14 the additional budget adjustment computed in section
- 15 257.14, subsection 1, to the combined foundation base.
- 16 Sec. 2. Section 257.13, subsections 1 and 3, Code
- 17 Supplement 1999, are amended to read as follows:
- 18 1. For the school budget year beginning July 1,
- 19 ~~1999~~ 2000, if a district's actual enrollment for the
- 20 budget year, determined under section 257.6, is
- 21 greater than its budget enrollment for the budget
- 22 year, the district may submit a request to the school
- 23 budget review committee for on-time funding for new
- 24 students. The school budget review committee shall
- 25 consider the relative increase in enrollment on a
- 26 district-by-district basis, in determining whether to
- 27 approve the request, and shall determine the amount of
- 28 additional funding to be provided if the request is
- 29 granted. An application for on-time funding pursuant
- 30 to this subsection must be received by the department
- 31 of education by November 1. Written notice of the
- 32 committee's decision shall be given through the
- 33 department of education to the school board for a
- 34 district.
- 35 3. There is appropriated for the fiscal year
- 36 beginning July 1, ~~1999~~ 2000, and ending June 30, ~~2000~~
- 37 2001, from the general fund of the state to the
- 38 department of education up to four million dollars to
- 39 pay additional funding authorized under this section,
- 40 which shall be paid to school districts in the same
- 41 manner as other state aids payable under section
- 42 257.16. If the requests approved by the school budget
- 43 review committee exceed the appropriation in this
- 44 subsection, the payments to school districts receiving

45 approval for on-time funding shall be prorated such
 46 that each school district approved for on-time funding
 47 shall receive an amount of on-time funding equal to
 48 the percentage that the on-time funding to be provided
 49 to the district bears to the total amount of on-time
 50 funding to be provided to all districts receiving

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1 approval.
 2 Sec. 3. Section 257.14, subsection 1, Code
 3 Supplement 1999, is amended to read as follows:
 4 1. For the budget years commencing July 1, 1997,
 5 July 1, 1998, ~~and July 1, 1999, and July 1, 2000,~~ if
 6 the department of management determines that the
 7 regular program district cost of a school district for
 8 a budget year is less than the total of the regular
 9 program district cost plus any adjustment added under
 10 this section for the base year for that school
 11 district, the department of management shall provide a
 12 budget adjustment for that district for that budget
 13 year that is equal to the difference.""

Roll call was requested by Wise of Lee and Rants of Woodbury.

Rule 75 was invoked.

On the question "Shall amendment H-8436, to the committee amendment H-8343, be adopted?" (S.F. 2111)

The ayes were, 46:

- | | | | |
|----------|------------|------------|------------|
| Arnold | Bell | Bukta | Cataldo |
| Chiodo | Cohoon | Connors | Dotzler |
| Drees | Falck | Fallon | Foege |
| Ford | Frevert | Greimann | Holveck |
| Houser | Huser | Jochum | Kreiman |
| Kuhn | Larkin | Larson | Mascher |
| May | Mertz | Mundie | Murphy |
| Myers | O'Brien | Osterhaus | Parmenter |
| Reynolds | Richardson | Scherrman | Schrader |
| Shoultz | Stevens | Taylor, D. | Taylor, T. |
| Thomas | Warnstadt | Weigel | Whitead |
| Wise | Witt | | |

The nays were, 53:

- | | | | |
|--------|------------|---------|----------|
| Alons | Barry | Baudler | Blodgett |
| Boal | Boddicker | Bogoss | Bradley |
| Brauns | Brunkhorst | Carroll | Cormack |

Davis	Dix	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Huseman
Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Lord	Martin
Metcalf	Millage	Nelson-Forbes	Raecker
Rants	Rayhons	Shey	Sukup
Sunderbruch	Teig	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Welter
Mr. Speaker			
Siegrist			

Absent or not voting, 1:

Doderer

Amendment H-8436 lost.

Wise of Lee rose on a point of order that the committee amendment H-8343, as amended, was not germane.

The Speaker ruled the point well taken and amendment H-8343 not germane.

Grundberg of Polk asked for unanimous consent to suspend the rules to consider amendment H-8343.

Objection was raised.

Grundberg of Polk moved to suspend the rules to consider amendment H-8343.

A non-record roll call was requested.

The ayes were 53, nays 35.

The motion to suspend the rules prevailed.

Lord of Dallas moved the adoption of the committee amendment H-8343, as amended.

Rule 75 was invoked.

Roll call was requested by Rants of Woodbury and Myers of Johnson.

On the question "Shall the committee amendment H-8343, as amended, be adopted?" (S.F. 2111)

The ayes were, 74:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cataldo	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Eddie
Fallon	Frevert	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Jacobs
Jager	Jenkins	Johnson	Kettering
Klemme	Kreiman	Kuhn	Lord
Martin	Mertz	Metcalf	Millage
Nelson-Forbes	O'Brien	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Richardson
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Mr. Speaker		
	Siegrist		

The nays were, 25:

Bell	Bukta	Chiodo	Cohoon
Connors	Drees	Falck	Foegen
Ford	Greimann	Huser	Jochum
Larkin	Larson	Mascher	May
Mundie	Murphy	Myers	Parmenter
Scherrman	Taylor, T.	Thomas	Wise
Witt			

Absent or not voting, 1:

Doderer

The committee amendment H-8343, as amended, was adopted.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2111)

The ayes were, 71:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cohoon	Cormack	Davis	Dix
Dolecheck	Drake	Eddie	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Lord	Martin
May	Mertz	Metcalf	Millage
Mundie	Nelson-Forbes	O'Brien	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Schrader	Shey	Stevens
Sukup	Sunderbruch	Teig	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Weigel	Welter	Mr. Speaker	
		Siegrist	

The nays were, 29:

Bell	Bukta	Cataldo	Chiodo
Connors	Doderer	Dotzler	Drees
Falck	Fallon	Foege	Ford
Holveck	Huser	Jochum	Larson
Mascher	Murphy	Myers	Parmenter
Scherrman	Shoultz	Taylor, D.	Taylor, T.
Thomas	Warnstadt	Whitead	Wise
Witt			

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2111** be immediately messaged to the Senate.

Senate File 2203, a bill for an act to allow the assignment of benefits under an insurance policy or contract, or health benefit plan

to the provider of health care services, with report of committee recommending passage, was taken up for consideration.

Sukup of Franklin in the chair at 4:28 p.m.

Carroll of Poweshiek in the chair at 4:30 p.m.

Hoffman of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2203)

The ayes were, 91:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Cormack	Davis	Dix	Doderer
Dolecheck	Drake	Drees	Eddie
Fallon	Foege	Ford	Frevet
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Millage	Mundie	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Carroll, Presiding	

The nays were, 8:

Dotzler	Falck	Garman	Holveck
Metcalf	Murphy	Taylor, D.	Witt

Absent or not voting, none.

Under the provision of Rule 76, conflict of interest, Connors of Polk refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2314, a bill for an act relating to communicable and infectious diseases and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Boddicker of Cedar offered the following amendment H-8340 filed by the committee on human resources and moved its adoption:

H-8340

- 1 Amend Senate File 2314, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 6, by striking lines 16 through 23, and
- 4 inserting the following:
- 5 "4. Immunization is not required for a person's
- 6 enrollment in any elementary or secondary school or
- 7 licensed child care center if either of the following
- 8 applies:
- 9 a. The applicant, or if the applicant is a minor,
- 10 the applicant's parent or legal guardian, submits to
- 11 the admitting official a statement signed by a
- 12 physician, who is licensed by the state board of
- 13 medical examiners, that, in the physician's opinion,
- 14 the immunizations required would be injurious to the
- 15 health and well-being of the applicant or any member
- 16 of the applicant's family.
- 17 b. The applicant, or if the applicant is a minor,
- 18 the applicant's parent or legal guardian, submits an
- 19 affidavit signed by the applicant, or if the applicant
- 20 is a minor, the applicant's parent or legal guardian,
- 21 stating that the immunization conflicts with the
- 22 tenets and practices of a recognized religious
- 23 denomination of which the applicant is an adherent or
- 24 member.
- 25 The exemptions under this subsection do not apply
- 26 in times of emergency or epidemic as determined by the
- 27 state board of health and as declared by the director
- 28 of public health."
- 29 2. Page 20, line 2, by inserting after the word
- 30 "department." the following: "This section shall not
- 31 be construed to require treatment of the infant's eyes
- 32 with a prophylactic solution if the infant's parent or

- 33 legal guardian states that such treatment conflicts
34 with the tenets and practices of a recognized
35 religious denomination of which the parent or legal
36 guardian is an adherent or member."
37 3. Page 20, by striking line 7 and inserting the
38 following: "if the person is an adherent or member of
39 a church or religious".
40 4. Page 20, by striking lines 14 through 16.

The committee amendment H-8340 was adopted.

Blodgett of Cerro Gordo offered the following amendment H-8352 filed by Blodgett, et al., and moved its adoption:

H-8352

- 1 Amend Senate File 2314, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 4, line 17, by inserting after the word
4 "who," the following: "acting reasonably and".
5 2. Page 11, line 4, by striking the word
6 "participating" and inserting the following: "acting
7 reasonably and".
8 3. Page 15, line 20, by inserting after the word
9 "for" the following: "reasonable actions taken in".
10 4. Page 15, line 24, by inserting after the word
11 "for" the following: "reasonable actions taken in".
12 5. Page 17, line 33, by inserting after the word
13 "infection" the following: "who is acting reasonably
14 and".

Amendment H-8352 was adopted.

Blodgett of Cerro Gordo offered the following amendment H-8353 filed by him and moved its adoption:

H-8353

- 1 Amend Senate File 2314, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 7, by striking lines 24 through 26 and
4 inserting the following:
5 "If the person under isolation or quarantine or the
6 person liable for the support of the person, in the
7 opinion of the local board, is financially unable to
8 secure proper care,".
9 2. Page 10, line 23, by striking the word "may"
10 and inserting the following: "shall".
11 3. Page 20, by inserting after line 34 the

12 following:

- 13 "Sec. __. Section 135G.14, subsection 2, Code
 14 1999, is amended to read as follows:
 15 2. A prophylactic shall be instilled in the eyes
 16 of each newborn in accordance with section 140.13
 17 139A.39."
 18 4. By renumbering as necessary.

Amendment H-8353 was adopted.

Blodgett of Cerro Gordo offered the following amendment H-8351 filed by him and moved its adoption:

H-8351

- 1 Amend Senate File 2314 as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 27, by inserting after line 30, the
 4 following:
 5 "Sec. __. POSTSECONDARY EDUCATION STUDENTS -
 6 IMMUNIZATION REQUIREMENTS - TASK FORCE. The director
 7 of public health shall establish a task force to
 8 review and recommend appropriate immunization
 9 requirements for postsecondary education students.
 10 The task force shall include representatives of the
 11 Iowa department of public health and the department of
 12 education, postsecondary education students, and
 13 others with interest and expertise in the areas of
 14 public health and education. The task force shall
 15 submit a report of its findings and recommendations to
 16 the governor and the general assembly on or before
 17 December 1, 2000."
 18 2. By renumbering as necessary.

Amendment H-8351 was adopted.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2314)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix

Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Carroll, Presiding	

The nays were, 1:

Ford

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2203 and 2314.**

BILLS REMOVED FROM CALENDAR

Rants of Woodbury asked and received unanimous consent that the following bills, presently on the regular calendar and no longer eligible pursuant to Joint Rule 20, be removed from the regular calendar:

House Joint Resolutions 2005, 2011, 2012 and House Files 421, 719, 2003, 2041, 2068, 2147, 2160, 2185, 2251, 2268, 2290, 2303, 2304, 2324, 2332, 2359, 2360, 2367, 2375, 2389, 2392, 2395, 2396,

2407, 2409, 2427, 2434, 2440, 2455, 2475, 2481, 2482, 2495, 2497, 2498, 2499, 2500, 2501, 2503, 2504, 2508, 2509, 2523, 2524, 2526, 2527 and 2529.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Twenty-three fifth grade students from Lakeview Elementary School, Centerville, accompanied by Kim Walker. By Kreiman of Davis.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 770 Ways and Means

Relating to the state inheritance tax by exempting intangible personal property owned by an inhabitant of another state; determining the net market value of transfers made within three years of death as the net market value on the date of transfer; exempting the tax only upon the portion of retirement benefits and individual retirement accounts that will be subject to federal income tax when paid; applying compromised settlements for federal estate tax purposes in the same manner for state tax purposes; and requiring deferred estates to be recorded by the department of revenue and finance if tax is not paid when tax accrues; and including an applicability date provision.

H.S.B. 771 Ways and Means

Relating to the size of an estate that may be distributed by affidavit, making related changes, and providing for the Act's applicability.

H.S.B. 772 Appropriations

Relating to and making appropriations to the judicial branch and making related statutory changes.

H.S.B. 773 Appropriations

Relating to and making appropriations to the justice system, making related statutory changes, and providing an effective date.

AMENDMENTS FILED

H—8427	H.F.	2530	Osterhaus of Jackson
H—8428	H.F.	2545	Cataldo of Polk
H—8429	H.F.	2545	Cataldo of Polk
H—8430	S.F.	2303	Kreiman of Davis
H—8432	H.F.	2530	Chiodo of Polk
H—8433	H.F.	2545	Chiodo of Polk
H—8435	H.F.	2545	Murphy of Dubuque
H—8437	H.F.	2321	Senate Amendment
H—8438	H.F.	2525	Senate Amendment
H—8439	H.F.	2113	Senate Amendment
H—8440	S.F.	2411	Falck of Fayette
H—8441	S.F.	2267	Carroll of Poweshiek
H—8442	H.F.	683	Boddicker of Cedar
H—8443	S.F.	2303	Jager of Black Hawk Kreiman of Davis
H—8444	H.F.	2172	Senate Amendment
H—8445	H.F.	2545	Murphy of Dubuque
H—8446	S.F.	2241	Ford of Polk
H—8447	S.F.	2241	Ford of Polk
H—8448	S.F.	2241	Ford of Polk
H—8449	H.F.	2545	Brunkhorst of Bremer
H—8450	H.F.	2545	Brunkhorst of Bremer Martin of Scott
H—8451	H.F.	2545	Cataldo of Polk
H—8452	H.F.	2545	Huser of Polk Chiodo of Polk
H—8453	H.F.	2530	Wise of Lee
H—8454	H.F.	2545	Murphy of Dubuque
H—8455	H.F.	2545	Murphy of Dubuque
H—8456	H.F.	2172	Baudler of Adair
H—8457	S.F.	419	Thomas of Clayton Greiner of Washington
H—8458	S.F.	2245	Blodgett of Cerro Gordo
H—8459	H.F.	2530	Holveck of Polk

H—8460	H.F.	2530	Holveck of Polk
H—8461	H.F.	2530	Holveck of Polk
H—8462	H.F.	2545	Murphy of Dubuque
H—8463	H.F.	2545	Larkin of Lee
Shoultz of Black Hawk			Bukta of Clinton
Cataldo of Polk			Dotzler of Black Hawk
Drees of Carroll			Falck of Fayette
Foege of Linn			Holveck of Polk
Mundie of Webster			Murphy of Dubuque
Osterhaus of Jackson			Parmenter of Story
Reynolds of Van Buren			Richardson of Warren
Schrader of Marion			Stevens of Dickinson
T. Taylor of Linn			Wise of Lee
Witt of Black Hawk			
H—8464	H.F.	2545	Falck of Fayette
H—8465	S.F.	2348	Fallon of Polk
H—8466	H.F.	2530	Holveck of Polk
H—8467	S.F.	2245	Holveck of Polk
H—8468	H.F.	2530	Wise of Lee
Bukta of Clinton			Foege of Linn
Huser of Polk			Larkin of Lee
May of Worth			O'Brien of Boone
Stevens of Dickinson			Thomas of Clayton
H—8469	H.F.	2545	Larkin of Lee
H—8470	H.F.	2545	Carroll of Poweshiek
H—8471	S.F.	2364	Alons of Sioux
H—8472	H.F.	2545	Cataldo of Polk
H—8474	S.F.	2344	Carroll of Poweshiek

On motion by Rants of Woodbury the House adjourned at 5:58 p.m., until 8:45 a.m., Wednesday, March 22, 2000.

JOURNAL OF THE HOUSE

Seventy-third Calendar Day -- Forty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 22, 2000

The House met pursuant to adjournment at 8:55 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Clayton George, pastor of the Apostolic Assembly, Anamosa.

The Journal of Tuesday, March 21, 2000 was approved.

PETITIONS FILED

The following petitions were received and placed on file:

By Carroll of Poweshiek, from twelve constituents opposing any effort to remove Christian radio programming from the air waves.

By Weigel of Chickasaw, from three hundred three people favoring the establishment of a commission on the status of Asian and Pacific Islander Americans in the state of Iowa's Department of Human Rights.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2316, a bill for an act relating to the regulation of health organizations for purposes of solvency and establishing a measure for the risk-based capital of a health organization.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2385, a bill for an act providing for establishment of a statewide organ and tissue donor registry.

Also: That the Senate has on March 21, 2000, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2254, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development.

Also: That the Senate has on March 21, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2428, a bill for an act appropriating funds to the department of economic development, certain board of regents institutions, the department of workforce development, the public employment relations board, and making related statutory changes.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2428, by committee on appropriations, a bill for an act appropriating funds to the department of economic development, certain board of regents institutions, the department of workforce development, the public employment relations board, and making related statutory changes.

Read first time and referred to committee on **appropriations**.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 111

Thomson of Linn asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 111, a concurrent resolution encouraging state and local governments, business interests, health care professionals, and individuals with interest in good health to help in educating the public to raise awareness regarding osteoporosis prevention, detection, and treatment, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Regular Calendar

Senate File 428, a bill for an act relating to the authority of cities and counties to adopt rent control ordinances, with report of

committee recommending amendment and passage, was taken up for consideration.

Carroll of Poweshiek offered the following amendment H-8337 filed by the committee on local government and moved its adoption:

H-8337

- 1 Amend Senate File 428, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 1, by inserting after the word
- 4 "Code" the following: "Supplement".
- 5 2. Page 1, line 9, by inserting after the word
- 6 "Code" the following: "Supplement".
- 7 3. Page 1, line 11, by striking the figure "7.",
- 8 and inserting the following: "9."

The committee amendment H-8337 was adopted.

Shoultz of Black Hawk moved to rerefer Senate File 428 to the committee on state government.

A non-record roll call was requested.

The ayes were 34, nays 50.

The motion lost.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 428)

The ayes were, 64:

Alons	Barry	Baudler	Bell
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Carroll	Cataldo
Chiodo	Cphoon	Connors	Cormack
Davis	Dix	Dolecheck	Drake
Eddie	Falck	Gipp	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Johnson	Klemme	Kuhn	Larkin

Larson	May	Metcalf	Millage
Nelson-Forbes	Rants	Rayhons	Schrader
Shey	Siegrist, Spkr.	Sunderbruch	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, 34:

Arnold	Brunkhorst	Bukta	Doderer
Dotzler	Drees	Fallon	Foege
Ford	Frevert	Garman	Greimann
Holveck	Jochum	Kreiman	Lord
Martin	Mascher	Mertz	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Raecker	Reynolds	Richardson
Scherrman	Shoultz	Stevens	Taylor, D.
Taylor, T.	Weigel		

Absent or not voting, 1:

Kettering

Under the provision of Rule 76, conflict of interest, Grundberg of Polk refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

House File 2197, a bill for an act relating to the determination of fair value of the shares of dissenting shareholders of a bank or bank holding company, with report of committee recommending passage, was taken up for consideration.

Wise of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question. "Shall the bill pass?" (H.F. 2197)

The ayes were, 86:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker

Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Davis	Dix
Dolecheck	Dotzler	Drake	Eddie
Falck	Foege	Ford	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Myers	Nelson-Forbes	O'Brien
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, 14:

Cormack	Doderer	Drees	Fallon
Frevert	Holveck	Jochum	Kreiman
Mundie	Murphy	Osterhaus	Scherrman
Taylor, D.	Weigel		

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2249, a bill for an act relating to child and family services administered by the department of human services, was taken up for consideration.

Carroll of Poweshiek asked and received unanimous consent to withdraw amendment H-8092 filed by him on February 29, 2000.

Heaton of Henry offered amendment H-8086 filed by him as follows:

H-8086

- 1 Amend House File 2249 as follows:
- 2 1. By striking page 2, line 31 through page 4,
- 3 line 6.
- 4 2. By renumbering as necessary.

Heaton of Henry asked and received unanimous consent to withdraw amendment H-8138, to amendment H-8086, filed by him on March 1, 2000.

On motion by Heaton of Henry amendment H-8086 was adopted.

SENATE FILE 2344 SUBSTITUTED FOR HOUSE FILE 2249

Carroll of Poweshiek asked and received unanimous consent to substitute Senate File 2344 for House File 2249 placing the following amendments out of order:

Amendment H-8072 filed by Carroll of Poweshiek on February 28, 2000.

Amendment H-8149 filed by Heaton of Henry on March 1, 2000.

Amendment H-8194 filed by Heaton of Henry on March 6, 2000.

Senate File 2344, a bill for an act relating to child and family services administered by the department of human services, was taken up for consideration.

Carroll of Poweshiek offered the following amendment H-8474 filed by him and moved its adoption:

H-8474

1 Amend Senate File 2344, as passed by the Senate, as
2 follows:

3 1. Page 2, line 4, by inserting after the word
4 "PLANS" the following: "AND OTHER CHILD WELFARE
5 REQUIREMENTS".

6 2. Page 2, by striking line 9 and inserting the
7 following: "~~622(b)(10), 671(a)(16), 627(a)(2)(B), and~~
8 ~~675(1), (5), which is designed to~~".

9 3. Page 2, line 11, by inserting after the words
10 "family-like" the following: ", and most
11 appropriate".

12 4. Page 2, by inserting after line 18 the
13 following:

14 "Sec. ____ Section 232.2, subsection 4, Code
15 Supplement 1999, is amended by adding the following
16 new paragraphs:

17 NEW PARAGRAPH. i. a provision that a designee of
18 the department or other person responsible for
19 placement of a child out of state shall visit the
20 child at least once every twelve months.

21 NEW PARAGRAPH. j. If it has been determined that
22 the child cannot return to the child's home,
23 documentation of the steps taken to make and finalize
24 an adoption or other permanent placement.

25 Sec. ____ Section 232.78, subsection 3, Code
26 Supplement 1999, is amended to read as follows:

27 3. ~~The order shall specify the facility to which~~
28 ~~the child is to be brought.~~ Except for good cause
29 shown or unless the child is sooner returned to the
30 place where the child was residing or permitted to
31 return to the child care facility, a petition shall be
32 filed under this chapter within three days of the
33 issuance of the order.

34 Sec. ____ Section 232.78, subsection 6, Code
35 Supplement 1999, is amended to read as follows:

36 6. Any person who may file a petition under this
37 chapter may apply for, or the court on its own motion
38 may issue, an order for temporary removal under this
39 section. An appropriate person designated by the
40 court shall confer with a person seeking the removal
41 order, shall make every reasonable effort to inform
42 the parent or other person legally responsible for the
43 child's care of the application, and shall make such
44 inquiries as will aid the court in disposing of such
45 application. The person designated by the court shall
46 file with the court a complete written report
47 providing all details of the designee's conference
48 with the person seeking the removal order, the
49 designee's efforts to inform the parents or other
50 person legally responsible for the child's care of the

Page 2

1 application, any inquiries made by the designee to aid
2 the court in disposing of the application, and all
3 information the designee communicated to the court.
4 The report shall be filed within five days of the date
5 of the removal order. If the court does not designate
6 an appropriate person who performs the required
7 duties, notwithstanding section 234.39 or any other
8 provision of law, the child's parent shall not be
9 responsible for paying the cost of care and services
10 for the duration of the removal order.

11 7. Any order entered under this section
12 authorizing temporary removal of a child shall include
13 a both of the following:

14 a. A statement that the temporary removal is the
15 result of a determination that the child remaining in
16 the child's home would be contrary to the welfare of
17 the child, and that reasonable efforts have been made
18 to prevent or eliminate the need for removal of the
19 child from the child's home.

20 b. A statement informing the child's parent that
 21 the consequences of a permanent removal may include
 22 termination of the parent's rights with respect to the
 23 child.

24 Sec. ____. Section 232.95, subsection 1, Code 1999,
 25 is amended to read as follows:

26 1. At any time after the petition is filed any
 27 person who may file a petition under section 232.87
 28 may apply for, or the court on its own motion may
 29 order, a hearing to determine whether the child should
 30 be temporarily removed from home. Where If the child
 31 is in the custody of a person other than the child's
 32 parent, guardian, or custodian as the result of action
 33 taken pursuant to section 232.78 or 232.79, the court
 34 shall hold a hearing within ten days of the date of
 35 temporary removal to determine whether the temporary
 36 removal should be continued.

37 Sec. ____. Section 232.96, subsection 10, Code
 38 1999, is amended to read as follows:

39 10. If the court enters an order adjudicating the
 40 child to be a child in need of assistance, the court,
 41 if it has not previously done so, may issue an order
 42 authorizing temporary removal of the child from the
 43 child's home as set forth in section 232.95,
 44 subsection 2, paragraph "a", pending a final order of
 45 disposition. The order shall include a both of the
 46 following:

47 a. A statement that the temporary removal is the
 48 result of a determination that the child remaining in
 49 the child's home would be contrary to the welfare of
 50 the child, and that reasonable efforts have been made

Page 3

1 to prevent or eliminate the need for removal of the
 2 child from the child's home.

3 b. A statement informing the child's parent that
 4 the consequences of a permanent removal may include
 5 termination of the parent's rights with respect to the
 6 child.

7 Sec. ____. Section 232.102, subsection 10,
 8 paragraph a, unnumbered paragraph 1, Code 1999, is
 9 amended to read as follows:

10 As used in this section, "reasonable efforts" means
 11 the efforts made to preserve and unify a family prior
 12 to the out-of-home placement of a child in foster care
 13 or to eliminate the need for removal of the child or
 14 make it possible for the child to safely return to the
 15 family's home. If returning the child to the family's
 16 home is not appropriate or not possible, reasonable
 17 efforts shall include the efforts made in a timely
 18 manner to finalize a permanency plan for the child. A

19 child's health and safety shall be the paramount
 20 concern in making reasonable efforts. Reasonable
 21 efforts may include intensive family preservation
 22 services or family-centered services, if the child's
 23 safety in the home can be maintained during the time
 24 the services are provided. In determining whether
 25 reasonable efforts have been made, the court shall
 26 consider both of the following:

27 Sec. ____ Section 232.104, subsection 1, paragraph
 28 a, subparagraph (2), Code 1999, is amended to read as
 29 follows:

30 (2) For an order entered under section 232.102,
 31 for which the court has waived reasonable efforts
 32 requirements under section 232.102, subsection ~~11~~ 12,
 33 the permanency hearing shall be held within thirty
 34 days of the date the requirements were waived.

35 Sec. ____ Section 232.104, subsection 1, paragraph
 36 c, Code 1999, is amended to read as follows:

37 c. Reasonable notice of a permanency hearing in a
 38 case of juvenile delinquency shall be provided
 39 pursuant to section 232.37. a permanency hearing
 40 shall be conducted in substantial conformance with the
 41 provisions of section 232.99. During the hearing the
 42 court shall consider the child's need for a secure and
 43 permanent placement in light of any permanency plan or
 44 evidence submitted to the court. Upon completion of
 45 the hearing the court shall enter written findings and
 46 make a determination based upon the permanency plan
 47 ~~which will best serve the child's individual interests~~
 48 ~~at that time identifying a primary permanency goal for~~
 49 ~~the child. If a permanency plan is in effect at the~~
 50 ~~time of the hearing, the court shall also make a~~

Page 4

1 determination as to whether reasonable progress is
 2 being made in achieving the permanency goal and other
 3 provisions of that permanency plan."

4 5. Page 2, by inserting after line 30 the
 5 following:

6 "DIVISION ____
 7 STATE CHILD CARE ASSISTANCE

8 Sec. ____ Section 237A.1, Code Supplement 1999, is
 9 amended by adding the following new subsection:

10 **NEW SUBSECTION. 12A. "Poverty level"** means the
 11 poverty level defined by the most recently revised
 12 poverty income guidelines published by the United
 13 States department of health and human services.

14 Sec. ____ **NEW SECTION. 237A.13 STATE CHILD CARE**
 15 **ASSISTANCE.**

16 1. A state child care assistance program is
 17 established in the department to assist children in

- 18 families who meet eligibility guidelines and are
19 described by any of the following circumstances:
- 20 a. The child's parent, guardian, or custodian is
21 participating in approved academic or vocational
22 training.
- 23 b. The child's parent, guardian, or custodian is
24 seeking employment. Eligibility for assistance while
25 seeking employment shall be limited to thirty days
26 during a twelve-month period.
- 27 c. The child's parent, guardian, or custodian is
28 employed and the family income meets income
29 requirements.
- 30 d. The child's parent, guardian, or custodian is
31 absent for a limited period of time due to
32 hospitalization, physical illness, or mental illness.
- 33 e. The child needs protective services to prevent
34 or alleviate child abuse or neglect.
- 35 2. Services under the program may be provided in a
36 licensed child care center, a registered group child
37 care home, a registered family child care home, the
38 home of a relative, the child's own home, an
39 unregistered family child care home, or in a facility
40 exempt from licensing or registration.
- 41 3. The department shall set reimbursement rates as
42 authorized by appropriations enacted for payment of
43 the reimbursements. The department shall conduct a
44 statewide reimbursement rate survey to compile
45 information on each county and the survey shall be
46 conducted at least every two years. The department
47 shall set rates in a manner so as to provide
48 incentives for an unregistered provider to become
49 registered.
- 50 4. The department shall not apply waiting list

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- 1 requirements to any of the following persons:
- 2 a. Persons deemed to be eligible for benefits
3 under the state child care assistance program in
4 accordance with section 239B.24.
- 5 b. A family that is receiving state child care
6 assistance at the time a child is born into the
7 family. The newborn child shall be approved for
8 services when the family reports the birth of the
9 child.
- 10 c. Children who need protective services to
11 prevent or alleviate child abuse or neglect.
- 12 5. Based upon the availability of the funding
13 appropriated for state child care assistance for a
14 fiscal year, the department shall establish waiting
15 lists for state child care assistance in descending
16 order of prioritization as follows:

17 a. Families with an income at or below one hundred
18 percent of the federal poverty level whose members are
19 employed at least twenty-eight hours per week, and
20 parents with a family income at or below one hundred
21 percent of the federal poverty level who are under the
22 age of twenty-one years and are participating in an
23 educational program leading to a high school diploma
24 or the equivalent.

25 b. Parents with a family income at or below one
26 hundred percent of the federal poverty level who are
27 under the age of twenty-one years and are
28 participating, at a satisfactory level, in an approved
29 training program or in an educational program.

30 c. Families with an income of more than one
31 hundred percent but not more than one hundred forty
32 percent of the federal poverty level whose members are
33 employed at least twenty-eight hours per week.

34 d. Families with an income at or below one hundred
35 seventy-five percent of the federal poverty level
36 whose members are employed at least twenty-eight hours
37 per week with a special needs child as a member of the
38 family.

39 6. Nothing in this section shall be construed as
40 or is intended as, or shall imply, a grant of
41 entitlement for services to persons who are eligible
42 for assistance due to an income level or other
43 eligibility circumstance addressed in this section.
44 Any state obligation to provide services pursuant to
45 this section is limited to the extent of the funds
46 appropriated for the purposes of state child care
47 assistance.

48 Sec. ____ Section 239B.24, subsection 1, Code
49 Supplement 1999, is amended to read as follows:

50 1. The following persons are deemed to be eligible

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1 for benefits under the state child care assistance
2 program administered by the department in accordance
3 with section 237A.13, notwithstanding the program's
4 eligibility requirements or any waiting list:

5 Sec. ____ CHILD CARE REIMBURSEMENT ALTERNATIVES.

6 The department of human services shall review
7 alternatives for applying child care reimbursement
8 rates on a county, cluster, and regional basis. The
9 department shall prepare a report concerning the
10 review, including findings and recommendations. The
11 report shall be submitted to the members of the joint
12 appropriations subcommittee on human services,
13 legislative fiscal bureau, and legislative service
14 bureau on or before December 15, 2000."

- 15 6. By renumbering, relettering, or redesignating
 16 and correcting internal references as necessary.

Amendment H-8474 was adopted.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2344)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2249 WITHDRAWN

Carroll of Poweshiek asked and received unanimous consent to withdraw House File 2249 from further consideration by the House.

HOUSE FILE 2418 WITHDRAWN

Boddicker of Cedar asked and received unanimous consent to withdraw House File 2418 from further consideration by the House.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2197, House Concurrent Resolution 111, Senate Files 428 and 2344.**

Regular Calendar

Senate File 2048, a bill for an act providing for the appointment and length of terms for members added to a hospital board of trustees, with report of committee recommending passage, was taken up for consideration.

Van Engelenhoven of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2048)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager

Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Sukup, Presiding	

The nays were, none.

Absent or not voting, 1:

Frevert

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 22, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2085, a bill for an act relating to health certificate requirements for breeding bulls and making penalties applicable.

MICHAEL E. MARSHALL, Secretary

Senate File 2061, a bill for an act relating to the registration and licensing duties of the county recorder and providing for other properly related matters, with report of committee recommending passage, was taken up for consideration.

Weidman of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2061)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2048 and 2061.**

Senate File 2164, a bill for an act relating to expenditure of primary road fund moneys for dust control on certain municipal streets, with report of committee recommending passage, was taken up for consideration.

Brauns of Muscatine in the chair at 10:36 a.m.

Warnstadt of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2164)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cphoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Brauns,	
		Presiding	

The nays were, 1:

Jager

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2200, a bill for an act providing for the establishment of protected cells by domestic insurers, with report of committee recommending passage, was taken up for consideration.

Holmes of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2200)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Brauns,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Doderer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2253, a bill for an act relating to certain county officers' duties relating to property transfer instruments, records of fees paid to a county, notice of certification of utility liens, and notice of mobile homes departing and entering mobile home parks, with report of committee recommending passage, was taken up for consideration.

Carroll of Poweshiek offered amendment H-8360 filed by Carroll, et al., as follows:

H-8360

1 Amend Senate File 2253, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 321.45, subsection 4, Code
6 Supplement 1999, is amended to read as follows:

7 4. ~~a-After acquiring a used mobile home or~~
8 ~~manufactured housing to be titled in Iowa, a mobile~~
9 ~~home dealer, as defined in section 322B.2, shall~~
10 ~~within thirty days of acquiring a used mobile home or~~
11 ~~manufactured housing, titled in Iowa, apply for and~~
12 ~~obtain from the county treasurer of the dealer's~~
13 ~~county of residence a new certificate of title for the~~
14 ~~mobile home or manufactured housing. In the event~~
15 ~~that there is a prior lien or encumbrance to be~~
16 ~~released, as required by section 321.50, subsection 4,~~
17 ~~the thirty-day time period in this subsection does not~~
18 ~~begin to run until the lien or encumbrance is~~
19 ~~released.~~

20 Sec. __. Section 321.50, subsection 4, unnumbered
21 paragraph 1, Code Supplement 1999, is amended to read
22 as follows:

23 When a security interest is discharged, the holder
24 shall note a cancellation of ~~same~~ the security
25 interest on the face of the certificate of title over
26 the holder's signature, and deliver the certificate of
27 title to the county treasurer where title was issued.
28 The county treasurer shall immediately note the
29 cancellation of the security interest on the face of
30 the certificate of title and in the county records
31 system. The county treasurer shall on the same day
32 deliver the certificate of title to the then first
33 secured party or, if there is no such person, to the
34 person as directed by the owner, in writing, on a form
35 prescribed by the department or, if there is no person
36 designated, then to the owner. The cancellation of
37 the security interest shall be noted on the

38 certificate of title by the county treasurer without
 39 charge. The holder of a security interest discharged
 40 by payment who fails to release the security interest
 41 within fifteen days after being requested in writing
 42 to do so shall forfeit to the person making the
 43 payment the sum of twenty-five dollars for each day
 44 the holder fails to release the security interest
 45 subsequent to the fifteen-day period. In an action to
 46 recover such forfeited sum, the prevailing party is
 47 entitled to recover costs and reasonable attorney
 48 fees."
 49 3. By renumbering as necessary.

Carroll of Poweshiek asked and received unanimous consent that amendment H-8360 be deferred.

Van Engelenhoven of Mahaska asked and received unanimous consent that Senate File 2253 be temporarily deferred and that the bill retain its place on the calendar.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2164 and 2200.**

Senate File 2256, a bill for an act establishing a pilot project requiring that the state department of transportation purchase soydiesel fuel for use in some of its vehicles, and providing for contingent effectiveness, with report of committee recommending passage, was taken up for consideration.

Rayhons of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2256)

The ayes were, 96:

Alons	Arnold	Barry	Bell
Blodgett	Boal	Boddicker	Boggess
Bradley	Brunkhorst	Bukta	Carroll
Cataldo	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer

Dolecheck	Dotzler	Drees	Eddie
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Brauns, Presiding

The nays were, none.

Absent or not voting, 4:

Baudler	Drake	Falck	Metcalf
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2372, a bill for an act relating to certain providers of consumer services by eliminating the registration requirement for physical exercise clubs, making social referral service providers subject to provisions relating to door-to-door sales, and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Kettering of Sac moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2372)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta

Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Brauns, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2388, a bill for an act relating to the filing of reports with the secretary of state by corporate entities, with report of committee recommending passage, was taken up for consideration.

Holmes of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2388)

The ayes were, 98:

Arnold	Barry	Baudler	Bell
Blodgett	Boal	Boddicker	Boggess
Bradley	Brunkhorst	Bukta	Carroll
Cataldo	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees

Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Brauns, Presiding		

The nays were, none.

Absent or not voting, 1:

Schrader

Under the provision of Rule 76, conflict of interest, Alons of Sioux refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2256, 2372 and 2388.**

Senate File 2409, a bill for an act relating to the operation and regulation of insurance companies, mutual insurance associations, benevolent associations, health maintenance organizations, and other insurance or risk-assuming entities, including the rights and duties of such entities and the powers and authority of the insurance commissioner and providing effective dates, with report of committee recommending passage, was taken up for consideration.

Hoffman of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2409)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Brauns, Presiding		

The nays were, none.

Absent or not voting, 2:

Schrader Shoultz

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Jacobs of Polk asked and received unanimous consent that **Senate File 2409** be immediately messaged to the Senate.

The House resumed consideration of **Senate File 2253** and amendment H-8360, previously deferred, found on pages 896 and 897 of the House Journal.

Carroll of Poweshiek offered the following amendment H-8488, to amendment H-8360, filed by him from the floor and moved its adoption:

H-8488

- 1 Amend the amendment, H-8360, to Senate File 2253,
- 2 as amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by striking lines 20 through 48.
- 5 2. By renumbering as necessary.

Amendment H-8488 was adopted.

On motion by Carroll of Poweshiek amendment H-8360, as amended, was adopted.

Van Engelenhoven of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2253)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker

Rants	Rayhons	Reynolds	Richardson
Scherrman	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Weigel	Welter	Whitead	Wise
Witt	Brauns, Presiding		

The nays were, none.

Absent or not voting, 2:

Schrader Warnstadt

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Jacobs of Polk asked and received unanimous consent that **Senate File 2253** be immediately messaged to the Senate.

On motion by Jacobs of Polk, the House was recessed at 11:34 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:07 p.m., Speaker Siegrist in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-seven members present, twenty-three absent.

SENATE AMENDMENTS CONSIDERED

Sukup of Franklin called up for consideration **House File 2525**, a bill for an act relating to limitations on recoverable noneconomic damages in legal actions arising out of motor vehicle accidents, amended by the Senate, and moved that the House concur in the following Senate amendment H-8438:

H-8438

- 1 Amend House File 2525, as passed by the house, as
- 2 follows:
- 3 1. Page 1, line 15, by striking the words "a
- 4 violation of a felony", and inserting the following:
- 5 "the violation of the felony referred to in subsection
- 6 1".

The motion prevailed and the House concurred in the Senate amendment H-8438.

Sukup of Franklin moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2525)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggest	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohon
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foega
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 2:

Carroll

Connors

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Gipp of Winneshiek in the chair at 1:26 p.m.

Eddie of Buena Vista called up for consideration **House File 2113**, a bill for an act relating to eligibility for United States armed forces retired special motor vehicle license plates, amended by the Senate, and moved that the House concur in the following Senate amendment H-8439:

H-8439

1 Amend House File 2113 as follows:

2 1. Page 1, by inserting before line 1 the

3 following:

4 "Section 1. NEW SECTION. 1C.12 BILL OF RIGHTS

5 DAY.

6 The governor of this state is hereby authorized and
7 requested to issue annually a proclamation designating
8 the fifteenth day of December as "Bill of Rights Day"
9 and to encourage all governmental bodies in the state
10 to observe the day in a manner that emphasizes the
11 meaning and importance of the first ten amendments to
12 the United States Constitution, and encourage a formal
13 recitation of the Bill of Rights in its entirety in
14 all public schools, government meetings, and
15 courtrooms on that date."

16 2. Title page, line 1, by inserting after the
17 words "relating to" the following: "the recognition
18 of federal rights and service, including".

19 3. Title page, line 2, by inserting after the
20 word "plates" the following: "and designation of a
21 "Bill of Rights Day"."

22 4. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8439.

Eddie of Buena Vista moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2113)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Bukta
Carroll	Cataldo	Chiodo	Cohon
Cormack	Davis	Dix	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Ford
Frevert	Garman	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Gipp,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Brunkhorst	Connors	Doderer	Klemme
Stevens			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Myers of Johnson called up for consideration **House File 2136**, a bill for an act relating to nonsubstantive Code corrections, amended by the Senate, and moved that the House concur in the following Senate amendment H-8411:

H-8411

- 1 Amend House File 2136, as amended, passed, and
- 2 reprinted by the House, as follows:

- 3 1. Page 2, by striking lines 25 through 34.
 4 2. Page 6, line 3, by striking the words "and
 5 the" and inserting the following: "and the".
 6 3. Page 6, line 16, by striking the words
 7 "medicine, the" and inserting the following:
 8 "medicine, the".
 9 4. Page 24, line 26, by striking the figure
 10 "458.22" and inserting the following: "458A.22".
 11 5. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8411.

Myers of Johnson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2136)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Bogges
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Cormack	Davis	Dix	Dolecheck
Dotzler	Drake	Drees	Eddie
Fallon	Foege	Ford	Frevert
Garman	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Gipp,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Boddicker
Holmes

Connors

Doderer

Falck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2113, 2136 and 2525.**

The House stood at ease at 1:35 p.m., until the fall of the gavel.

The House resumed session at 3:34 p.m., Carroll of Poweshiek in the chair.

INTRODUCTION OF BILLS

House File 2546, by committee on ways and means, a bill for an act relating to the administration and enforcement of the replacement tax imposed on the generation, transmission, and delivery, consumption, and use of electricity and natural gas, providing for the Act's retroactive applicability, and providing an effective date.

Read first time and placed on the **ways and means calendar.**

House File 2547, by committee on ways and means, a bill for an act establishing a tax credit against individual and corporate income tax liability for small business guaranty fees paid and including a retroactive applicability date provision.

Read first time and placed on the **ways and means calendar.**

House File 2548, by committee on ways and means, a bill for an act relating to the administration of the tax and related laws by the department of revenue and finance, including administration of state individual income, corporate income, sales and use, hotel and motel, real estate transfer, environmental protection charge on petroleum diminution, property, motor fuel, special fuel, cigarette and tobacco

products, and inheritance taxes, treatment of motor fuel under the local option taxes, and authorizing tax agreements with Indian tribes, and including effective and retroactive applicability date provisions.

Read first time and placed on the **ways and means calendar**.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 2545, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, was taken up for consideration.

Murphy of Dubuque offered the following amendment H-8435 filed by him and moved its adoption:

H-8435

- 1 Amend House File 2545 as follows:
- 2 1. Page 1, line 9, by striking the figure
- 3 "1,397,432" and inserting the following: "1,490,432".

Amendment H-8435 lost.

Thomas of Clayton offered the following amendment H-8399 filed by him and moved its adoption:

H-8399

- 1 Amend House File 2545 as follows:
- 2 1. Page 1, by inserting after line 21 the
- 3 following:
- 4 "Sec. __. AUDITS SERVICES – COMPETITIVE BIDS.
- 5 1. Notwithstanding any contrary provision of law,
- 6 the department of agriculture and land stewardship and
- 7 the department of natural resources may execute
- 8 contracts with a person to perform audits of
- 9 departmental accounts as would otherwise be performed
- 10 by the auditor of state. The person performing the
- 11 audits shall be a certified public accountant licensed
- 12 in this state who shall prepare an unqualified opinion
- 13 according to general accounting practices to the
- 14 department and the auditor of state.
- 15 2. The department of agriculture and land
- 16 stewardship and the department of natural resources

17 shall not execute a contract with a person pursuant to
18 subsection 1, unless the person submits a qualified
19 proposal to the department bidding an amount which is
20 less than is charged for comparable services provided
21 by the auditor of state. The department of
22 agriculture and land stewardship and the department of
23 natural resources may consult with the auditor of
24 state in order to effectively administer this
25 section."

Amendment H-8399 lost.

Chiodo of Polk offered the following amendment H-8433 filed by him and moved its adoption:

H-8433

1 Amend House File 2545 as follows:
2 1. Page 3, line 4, by striking the figure
3 "25,000" and inserting the following: "37,000".

Amendment H-8433 lost.

Murphy of Dubuque offered the following amendment H-8393 filed by him and moved its adoption:

H-8393

1 Amend House File 2545 as follows:
2 1. Page 3, line 15, by striking the figure
3 "5,672,781" and inserting the following: "5,852,781".
4 2. Page 3, by inserting after line 16 the
5 following: "From the funds appropriated in this
6 subsection, sixty laptop computers shall be purchased
7 for the division."

Amendment H-8393 was adopted.

Brunkhorst of Bremer offered amendment H-8449 filed by him and requested division as follows:

H-8449

1 Amend House File 2545 as follows:

H-8449A

2 1. Page 3, line 15, by striking the figure

3 "5,672,781" and inserting the following: "5,852,781".

H-8449B

4 2. Page 3, line 21, by striking the figure
5 "1,107,260" and inserting the following: "1,227,080".

6 3. Page 3, line 27, by striking the figure
7 "3,723,541" and inserting the following: "3,794,560".

8 4. Page 5, line 18, by adding before the word
9 "for" the following: "or commissions".

10 5. Page 5, line 20, by striking the word
11 "realtors" and inserting the following: "real estate
12 brokers and salespersons".

13 6. Page 10, lines 28 and 29, by striking the
14 words "joint appropriations subcommittee on
15 administration and regulation" and inserting the
16 following: "committees on appropriations".

17 7. Page 14, line 8, by inserting after the figure
18 "7" the following: ", except that reimbursable
19 training expenses shall not include tuition".

20 8. Page 17, line 8, by striking the word "first"
21 and inserting the following: "second".

22 9. Page 18, line 1, by striking the word "years"
23 and inserting the following: "year".

24 10. Page 26, line 23, by striking the figure
25 "10,502,181" and inserting the following:
26 "10,437,269".

27 11. Page 26, line 27, by striking the figure
28 "11,484,644" and inserting the following:
29 "11,066,674".

30 12. Page 26, line 31, by striking the figure
31 "5,977,806" and inserting the following: "6,460,688".

32 13. Page 27, line 6, by striking the word
33 "option".

34 14. Page 27, line 7, by inserting after the word
35 "tax" the following: "imposed pursuant to chapters
36 422B and 422E. The fee revenue shall be treated as
37 repayment receipts as defined in section 8.2 and shall
38 be used to pay the direct costs of administering
39 chapters 422B and 422E."

40 15. By renumbering, relettering, or redesignating
41 and correcting internal references as necessary.

With the adoption of amendment H-8393, amendment H-8449A was placed out of order.

Weigel of Chickasaw offered the following amendment H-8492, to amendment H-8449B, filed by him from the floor and moved its adoption:

H-8492

- 1 Amend the amendment, H-8449, to House File 2545 as
- 2 follows:
- 3 1. Page 1, by inserting after line 39 the
- 4 following:
- 5 "___ Page 29, line 16, by striking the figure
- 6 "250,000" and inserting the following: "400,000"."

Amendment H-8492 was adopted.

Brunkhorst of Bremer offered the following amendment H-8500, to amendment H-8449B, filed by him from the floor and moved its adoption:

H-8500

- 1 Amend the amendment, H-8449, to House File 2545 as
- 2 follows:
- 3 1. Page 1, by inserting after line 39 the
- 4 following:
- 5 "___ Page 29, by inserting after line 26 the
- 6 following:
- 7 "Sec. ___ 2000 Iowa Acts, House File 2039,
- 8 section 3, is amended to read as follows:
- 9 SEC. 3. 1999 Iowa Acts, chapter 199, section 10,
- 10 subsection 5, unnumbered paragraphs 1 and 2, are
- 11 amended to read as follows:

12 HEALTH FACILITIES DIVISION

13 For salaries, support, maintenance, miscellaneous
14 purposes, and for not more than the following full-
15 time equivalent positions:

16	\$ 2,317,150
17	FTEs 108.00

18 At least \$76,000 of the amount appropriated and 6.0
19 FTEs authorized in this section are allocated for
20 enhanced response to complaints regarding intermediate
21 care facilities as necessary to comply with federal
22 health care financing administration requirements for
23 response within 10 days.

24 Notwithstanding section 8.33, any unencumbered or
25 unobligated balance of the \$76,000 allocated in this
26 paragraph remaining at the end of the fiscal year
27 shall not revert but shall be available for
28 expenditure for the enhanced response to complaints
29 regarding intermediate care facilities as provided in
30 this paragraph for subsequent fiscal years."

Amendment H-8500 was adopted.

Ford of Polk offered the following amendment H-8503, to amendment H-8449B, filed by him from the floor and moved its adoption:

H-8503

1 Amend the amendment, H-8449, to House file 2545 as
2 follows:
3 1. Page 1, by inserting after line 39 the
4 following:
5 "____. Page 29, by inserting after line 26 the
6 following:
7 "Sec. ____ Section 73.16, subsection 2, Code 1999,
8 is amended by adding the following new unnumbered
9 paragraph after unnumbered paragraph 1:
10 NEW UNNUMBERED PARAGRAPH. The director of each
11 agency or department of state government having
12 purchasing authority shall issue electronic bid
13 notices for distribution to the targeted small
14 business web page located at the department of
15 economic development if the director releases a
16 solicitation for bids for procurement of equipment,
17 supplies, or services. The notices shall be provided
18 to the targeted small business marketing manager
19 forty-eight hours prior to the issuance of all bid
20 notices. The notices shall contain a description of
21 the subject of the bid, a point of contact for the
22 bid, and any subcontract goals included in the bid.""
23 2. By renumbering as necessary.

Amendment H-8503 was adopted.

Further division of amendment H-8449 was requested as follows:

Lines 4 through 23, Division B.
Lines 24 through 29, Division C.
Lines 30 through 31, Division D.
Lines 32 through 33, Division B.
Lines 34 through 39, Division E.

On motion by Brunkhorst of Bremer amendment H-8449B was adopted.

Cormack of Webster asked and received unanimous consent to withdraw amendment H-8406 filed by him on March 20, 2000.

Blodgett of Cerro Gordo asked and received unanimous consent to withdraw amendment H-8470 filed by Carroll of Poweshiek on March 21, 2000.

Blodgett of Cerro Gordo asked and received unanimous consent to withdraw amendment H-8495, to amendment H-8470, filed by him from the floor.

Cataldo of Polk offered amendment H-8429 filed by him as follows:

H-8429

- 1 Amend House File 2545 as follows:
- 2 1. Page 6, line 32, by striking the figure
- 3 "1,903,765" and inserting the following: "1,967,539".

Murphy of Dubuque offered the following amendment H-8508, to amendment H-8429, filed by him from the floor and moved its adoption:

H-8508

- 1 Amend the amendment, H-8429, to House File 2545 as
- 2 follows:
- 3 1. Page 1, by inserting after line 3 the
- 4 following:
- 5 "___ Page 7, line 16, by striking the figure
- 6 "2,311,097" and inserting the following:
- 7 "2,324,489".
- 8 2. Page 1, by inserting after line 3 the
- 9 following:
- 10 "___ Page 7, line 27, by striking the figure
- 11 "217,130" and inserting the following: "237,130".

Amendment H-8508 was adopted.

On motion by Cataldo of Polk amendment H-8429, as amended, lost.

Murphy of Dubuque offered the following amendment H-8455 filed by him and moved its adoption:

H-8455

- 1 Amend House File 2545 as follows:
- 2 1. Page 7, line 27, by striking the figure

- 3 "217,130" and inserting the following: "237,130".
 4 2. By striking page 29, line 27 through page 30,
 5 line 16.
 6 3. Page 31, by striking lines 12 through 29.
 7 4. By renumbering as necessary.

Roll call was requested by Murphy of Dubuque and Schrader of Marion.

On the question "Shall amendment H-8455 be adopted?" (H.F. 2545)

The ayes were, 36:

Bell	Bukta	Cphoon	Doderer
Dotzler	Drees	Falck	Foege
Frevert	Greimann	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

The nays were, 62:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Cataldo
Chiodo	Connors	Cormack	Davis
Dix	Dolecheck	Drake	Eddie
Fallon	Ford	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Larson	Lord
Metcalf	Millage	Nelson-Forbes	Raecker
Rants	Rayhons	Shey	Siegrist, Spkr.
Sukup	Sunderbruch	Teig	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Welter	Carroll, Presiding		

Absent or not voting, 2:

Martin	Mundie
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Amendment H-8455 lost.

Huser of Polk offered the following amendment H-8452 filed by her and Chiodo of Polk and moved its adoption:

H-8452

1 Amend House File 2545 as follows:

2 1. Page 7, by inserting after line 28 the
3 following:

4 "For reimbursement to the city of Des Moines for
5 police and fire protection for state-owned buildings
6 and facilities located in the city:

7 \$ 250,000"

Amendment H-8452 lost.

Thomas of Clayton offered the following amendment H-8398 filed by him and moved its adoption:

H-8398

1 Amend House File 2545 as follows:

2 1. Page 9, by inserting after line 16 the
3 following:

4 "Sec. __. INFORMATION TECHNOLOGY SERVICES -
5 COMPETITIVE BIDS.

6 1. Notwithstanding any contrary provision of law,
7 the department of agriculture and land stewardship and
8 the department of natural resources may execute
9 contracts with a person to provide information
10 technology services, including installing,
11 maintaining, or upgrading computers, computer
12 networks, and related peripheral equipment which would
13 otherwise be provided by the department of general
14 services.

15 2. The department of agriculture and land
16 stewardship and the department of natural resources
17 shall not execute a contract with a person pursuant to
18 subsection 1, unless the person submits a qualified
19 proposal to the department bidding an amount which is
20 less than is charged for comparable services provided
21 by the department of general services. The department
22 of agriculture and land stewardship and the department
23 of natural resources may consult with the department
24 of general services in order to effectively administer
25 this section."

Amendment H-8398 lost.

Murphy of Dubuque offered amendment H-8426 filed by him as follows:

H-8426

- 1 Amend House File 2545 as follows:
- 2 1. Page 9, line 28, by striking the figure
- 3 "1,401,934" and inserting the following: "1,478,934".
- 4 2. Page 9, line 29, by striking the figure
- 5 "17.25" and inserting the following: "18.25".
- 6 3. Page 9, by inserting after line 29, the
- 7 following:
- 8 "Of the funds appropriated in this subsection, not
- 9 more than \$77,000 and one full-time equivalent
- 10 position may be used for the administration of the
- 11 world food prize."
- 12 4. Page 10, line 6, by striking the figure
- 13 "120,598" and inserting the following: "140,598".

Murphy of Dubuque offered the following amendment H-8504, to amendment H-8426, filed by him from the floor and moved its adoption:

H-8504

- 1 Amend the amendment, H-8426, to House File 2545 as
- 2 follows:
- 3 1. Page 1, by inserting after line 11 the
- 4 following:
- 5 "___ Page 9, line 34, by striking the figure
- 6 "125,319" and inserting the following: "129,517"."
- 7 2. Page 1, by inserting after line 13 the
- 8 following:
- 9 "___ Page 10, line 16, by striking the figure
- 10 "270,886" and inserting the following: "279,960"."

Amendment H-8504 was adopted.

On motion by Murphy of Dubuque amendment H-8426, as amended, lost.

Murphy of Dubuque offered the following amendment H-8419 filed by him and moved its adoption:

H-8419

- 1 Amend House File 2545 as follows:
- 2 1. Page 11, line 11, by striking the figure
- 3 "477,328" and inserting the following: "540,681".

Roll call was requested by Murphy of Dubuque and Myers of Johnson.

On the question "Shall amendment H-8419 be adopted?" (H.F. 2545)

The ayes were, 45:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drake	Drees	Falck	Fallon
Foege	Ford	Frevert	Greimann
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Mundie	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Cormack
Davis	Dix	Dolecheck	Eddie
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Larson	Lord
Martin	Metcalf	Millage	Nelson-Forbes
Raecker	Rants	Rayhons	Shey
Siegrist, Spkr.	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Carroll,	
		Presiding	

Absent or not voting, none.

Amendment H-8419 lost.

Murphy of Dubuque offered the following amendment H-8462 filed by him and moved its adoption:

H-8462

1 Amend House File 2545 as follows:

- 2 1. Page 11, line 23, by striking the figure
 3 "1,012,060" and inserting the following: "1,028,093".

Roll call was requested by Murphy of Dubuque and Cataldo of Polk.

On the question "Shall amendment H-8462 be adopted?" (H.F. 2545)

The ayes were, 44:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Frevert	Greimann	Holveck
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Cormack
Davis	Dix	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Weidman	Welter	Carroll,	
		Presiding	

Absent or not voting, 1:

Van Fossen

Amendment H-8462 lost.

Murphy of Dubuque asked and received unanimous consent to withdraw amendment H-8392 filed by him on March 16, 2000.

Murphy of Dubuque offered the following amendment H-8445 filed by him and moved its adoption:

H-8445

- 1 Amend House File 2545 as follows:
- 2 1. Page 11, line 29, by striking the figure
- 3 "2,390,188" and inserting the following: "2,493,539".
- 4 2. Page 11, by inserting after line 30 the
- 5 following:
- 6 "Of the funds appropriated in this subsection, up
- 7 to \$60,200 shall be used for ongoing maintenance of
- 8 the single contact repository."
- 9 3. Page 11, line 35, by striking the figure
- 10 "634,488" and inserting the following: "844,004".
- 11 4. Page 12, line 1, by striking the figure
- 12 "12.00" and inserting the following: "15.00".

Roll call was requested by Murphy of Dubuque and Cataldo of Polk.

On the question "Shall amendment H-8445 be adopted?" (H.F. 2545)

The ayes were, 45:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Frevert	Greimann	Heaton
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Mundie	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 54:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Cormack
Davis	Dix	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Hahn	Hansen	Hoffman	Holmes
Horbach	Houser	Huseman	Jacobs
Jager	Jenkins	Johnson	Kettering
Klemme	Larson	Lord	Martin

Metcalf	Millage	Nelson-Forbes	Raecker
Rants	Rayhons	Shey	Siegrist, Spkr.
Sukup	Sunderbruch	Teig	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Welter	Carroll, Presiding		

Absent or not voting, 1:

Grundberg

Amendment H-8445 lost.

Huser of Polk offered amendment H-8390 filed by Murphy of Dubuque as follows:

H-8390

- 1 Amend House File 2545 as follows:
- 2 1. Page 13, by striking line 3, and inserting the
- 3 following:
- 4 ".....\$ 2,155,379"

Huser of Polk offered the following amendment H-8501, to amendment H-8390, filed by Chiodo of Polk from the floor and moved its adoption:

H-8501

- 1 Amend the amendment, H-8390, to House File 2545 as
- 2 follows:
- 3 1. Page 1, by inserting after line 4 the
- 4 following:
- 5 "___ Page 13, by inserting after line 4 the
- 6 following:
- 7 "Of the funds appropriated in this section, \$85,575
- 8 shall be used to conduct a harness racing season.""

Amendment H-8501 was adopted.

Sukup of Franklin in the chair at 6:00 p.m.

Huser of Polk moved the adoption of amendment H-8390, as amended.

A non-record roll call was requested.

The ayes were 42, nays 49.

Amendment H-8390, as amended, lost.

Cataldo of Polk asked and received unanimous consent to withdraw amendment H-8451 filed by him on March 21, 2000.

Murphy of Dubuque offered the following amendment H-8454 filed by him and moved its adoption:

H-8454

- 1 Amend House File 2545 as follows:
- 2 1. Page 14, line 4, by striking the figure
- 3 "30.00" and inserting the following: "32.00".
- 4 2. Page 14, by inserting after line 9 the
- 5 following:
- 6 "___ COUNCIL ON HUMAN INVESTMENT
- 7 For general support and maintenance for the council
- 8 on human investment:
- 9 \$ 181,323"
- 10 3. By striking page 30, line 24, through page 31,
- 11 line 11.
- 12 4. Page 31, by striking lines 30 and 31 and
- 13 inserting the following:
- 14 "Sec. ___ Section 12D.4A, Code Supplement 1999,
- 15 is repealed."
- 16 5. By renumbering as necessary.

Amendment H-8454 lost.

Falck of Fayette asked and received unanimous consent to withdraw amendment H-8418 filed by him on March 20, 2000.

Cataldo of Polk offered the following amendment H-8472 filed by him and moved its adoption:

H-8472

- 1 Amend House File 2545 as follows:
- 2 1. Page 14, by inserting after line 9 the
- 3 following:
- 4 "___ STATEWIDE PROPERTY TAX ADMINISTRATION.
- 5 For salaries, support, and miscellaneous purposes:
- 6 \$ 75,000"

Amendment H-8472 lost.

Falck of Fayette asked and received unanimous consent to withdraw amendment H-8464 filed by him on March 21, 2000.

T. Taylor of Linn offered the following amendment H-8378 filed by him and moved its adoption:

H-8378

- 1 Amend House File 2545 as follows:
- 2 1. Page 15, line 15, by striking the figure
- 3 "2,891,481" and inserting the following: "2,926,481".
- 4 2. Page 15, by inserting after line 16 the
- 5 following:
- 6 "Of the funds appropriated in this subsection,
- 7 \$35,000 shall be used to facilitate relations between
- 8 labor and management."

A non-record roll call was requested.

The ayes were 42, nays 48.

Amendment H-8378 lost.

Brunkhorst of Bremer offered the following amendment H-8450 filed by him and Martin of Scott and moved its adoption:

H-8450

- 1 Amend House File 2545 as follows:
- 2 1. Page 17, by inserting after line 18 the
- 3 following:
- 4 "Sec. ____ IPERS ENHANCED DISABILITY - DEFINED
- 5 CONTRIBUTION AND PORTABILITY STUDY. There is
- 6 appropriated from the Iowa public employees'
- 7 retirement system fund to the Iowa public employees'
- 8 retirement system division for the fiscal year
- 9 beginning July 1, 2000, and ending June 30, 2001, the
- 10 following amounts, or so much thereof as is necessary,
- 11 to be used for the purposes designated:
- 12 1. If 2000 Iowa Acts, Senate File 2411 is enacted
- 13 and provides enhanced disability for IPERS' public
- 14 safety members, for expenses relating to the
- 15 disability provisions:
- 16 \$ 430,411
- 17 2. If 2000 Iowa Acts, Senate File 2411 is enacted
- 18 and directs the IPERS division to study methods of
- 19 providing enhanced portability into and out of IPERS,
- 20 for expenses related to the study proposal and the

- 21 implementation of section 23 of this Act:
 22 \$ 100,000"
 23 2. Page 18, line 9, by striking the figure "2002"
 24 and inserting the following: "2001".

Amendment H-8450 was adopted, placing amendment H-8469 filed by Larkin of Lee on March 21, 2000, out of order.

Dix of Butler asked and received unanimous consent to withdraw amendment H-8413 filed by him and Brunkhorst of Bremer on March 20, 2000.

Larkin of Lee offered the following amendment H-8463 filed by Larkin, et al., and moved its adoption:

H-8463

- 1 Amend House File 2545 as follows:
 2 1. Page 17, by striking lines 19 through 32.
 3 2. By renumbering as necessary.

Roll call was requested by Larkin of Lee and Murphy of Dubuque.

On the question "Shall amendment H-8463 be adopted?" (H.F. 2545)

The ayes were, 43:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Dotzler	Drees
Falck	Fallon	Foege	Ford
Frevert	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mertz	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Reynolds	Richardson	Scherrman
Schrader	Shoultz	Stevens	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

The nays were, 56:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brunkhorst	Carroll	Cormack
Davis	Dix	Doderer	Dolechek
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen

Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Lord	Martin	Metcalf
Millage	Nelson-Forbes	Raecker	Rants
Rayhons	Shey	Siegrist, Spkr.	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Sukup, Presiding

Absent or not voting, 1:

Brauns

Amendment H-8463 lost.

Warnstadt of Woodbury offered the following amendment H-8420 filed by him and moved its adoption:

H-8420

- 1 Amend House File 2545 as follows:
- 2 1. Page 26, by striking line 23 and inserting the
- 3 following:
- 4 ".....\$ 10,653,289"
- 5 2. Page 26, by striking line 27 and inserting the
- 6 following:
- 7 ".....\$ 11,672,341"
- 8 3. Page 26, by striking line 31 and inserting the
- 9 following:
- 10 ".....\$ 6,021,249"
- 11 4. Page 27, by striking lines 4 through 7.

Amendment H-8420 lost.

On motion by Brunkhorst of Bremer amendment H-8449C was adopted.

On motion by Brunkhorst of Bremer amendment H-8449D was adopted.

On motion by Brunkhorst of Bremer amendment H-8449E, as amended, was adopted.

Cataldo of Polk offered the following amendment H-8428 filed by him and moved its adoption:

H-8428

- 1 Amend House File 2545 as follows:
 2 1. Page 28, line 7, by striking the figure
 3 "756,749" and inserting the following: "781,749".
 4 2. Page 28, by inserting after line 8 the
 5 following:
 6 "Of the funds appropriated in this subsection, not
 7 more than \$25,000 shall be used for redistricting
 8 expenses."
 9 3. Page 28, line 25, by striking the figure
 10 "1,835,311" and inserting the following: "1,860,311".

Amendment H-8428 lost.

O'Brien of Boone asked and received unanimous consent to withdraw amendment H-8394 filed by him on March 16, 2000.

O'Brien of Boone offered the following amendment H-8401 filed by him and moved its adoption:

Jacobs of Polk in the chair at 7:32 p.m.

H-8401

- 1 Amend House File 2545 as follows:
 2 1. Page 28, by striking lines 9 through 16.
 3 2. Page 28, by inserting after line 30 the
 4 following:
 5 "___ IOWA STUDENT POLITICAL AWARENESS CLUB
 6 For expenses relating to the implementation of the
 7 Iowa student political awareness club:
 8\$ 50,000
 9 It is the intent of the general assembly that the
 10 secretary of state invite the legislators representing
 11 local school districts to join with the secretary in
 12 citizenship forums to educate students of the
 13 importance of participating in the political process."

Roll call was requested by O'Brien of Boone and Murphy of Dubuque.

On the question "Shall amendment H-8401 be adopted?" (H.F. 2545)

The ayes were, 45:

Bell

Bukta

Cataldo

Chiodo

Cohon	Connors	Davis	Doderer
Dotzler	Drees	Falck	Fallon
Foege	Ford	Frevert	Greimann
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Mundie	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Dix	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jager	Jenkins	Johnson
Kettering	Klemme	Larson	Lord
Martin	Metcalf	Millage	Nelson-Forbes
Raecker	Rants	Rayhons	Shey
Siegrist, Spkr.	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Jacobs,	
		Presiding	

Absent or not voting, none.

Amendment H-8401 lost.

Schrader of Marion rose on a point of order and invoked Rule 32, requesting House File 2545 be referred to the committee on ways and means.

The point was well taken.

Rants of Woodbury moved to suspend Rule 32 to consider House File 2545.

Roll call was requested by Schrader of Marion and Myers of Johnson.

On the question "Shall Rule 32 be suspended?" (H.F. 2545)

The ayes were, 56:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Jacobs, Presiding

The nays were, 42:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Fallon	Foege	Ford
Frevert	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mundie	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Stevens	Taylor, D.	Taylor, T.
Thomas	Warnstadt	Weigel	Whitead
Wise	Witt		

Absent or not voting, 2:

Falck	Mertz
-------	-------

The motion prevailed and the rules were suspended.

Brunkhorst of Bremer moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2545)

The ayes were, 56:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck

Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants.	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Jacobs, Presiding

The nays were, 43:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Dotzler	Drees
Falck	Fallon	Foege	Ford
Frevert	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mertz	Mundie
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Reynolds	Richardson	Scherrman
Schrader	Shoultz	Stevens	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

Absent or not voting, 1:

Doderer

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

INTRODUCTION OF BILL

House File 2549, by committee on appropriations, a bill for an act relating to the funding of, operation of, and appropriation of moneys to the college student aid commission, the department of cultural affairs, the department of education, and the state board of regents, providing related statutory changes, and providing effective dates.

Read first time and placed on the **appropriations calendar**.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2545** be immediately messaged to the Senate.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 22, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2430, a bill for an act relating to and making appropriations for agriculture and natural resources and providing effective dates.

MICHAEL E. MARSHALL, Secretary

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on March 22, 2000. Had I been present, I would have voted "aye" on Senate File 2256.

DRAKE of Pottawattamie

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Seventeen High School students from Montezuma, accompanied by Sheldon Groote. By Carroll of Poweshiek.

Fourth and Fifth grade students from Harris-Lake Park Elementary School, accompanied by their teachers and principal. By Johnson of Osceola and Stevens of Dickinson.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF PUBLIC HEALTH

The Final Report of the scope of practice review committee pilot project, pursuant to Chapter 203.6, 1997 Acts of the Seventy-seventh General Assembly.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\594 Tom Ryan, Cresco – For being named a 2000 Iowa Master Farmer by Wallaces Farmer.
- 2000\595 Norma and Milo Bettis, Allerton – For celebrating their 50th wedding anniversary.
- 2000\596 Mary Lou and Everett Acheson, Lineville – For celebrating their 50th wedding anniversary.
- 2000\597 Blackhawks Basketball Team, Southeastern Community College – For winning the National Junior College Basketball Tournament.
- 2000\598 Boyden-Hull Boys' Basketball Team and Coach Paul Walton, Hull – For receiving 2nd place in the 2000 Iowa State Boys' Basketball Tournament.
- 2000\599 Eric Juergens, Maquoketa – For winning the 133 lb. class of the 2000 NCAA Wrestling Tournament.
- 2000\600 Francis Van Deusen, Vinton – For celebrating his 90th birthday.
- 2000\601 Reverend Stephen and Melinda Heckart, Ottumwa – For celebrating their 50th wedding anniversary.
- 2000\602 Jason Sinclair, McGregor – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\603 Peter Strutt, McGregor – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\604 Derek DuCharme, McGregor – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\605 Jacob Cantu, McGregor – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\606 Rebecca Ahlstrom, Cedar Falls – For receiving an award as a member of the Iowa All-State Cheerleading Team.
- 2000\607 Peter Berns, Sr., Garnavillo – For celebrating his 80th birthday.

- 2000\608 Genevieve and Gordon Weller, Westside – For celebrating their 50th wedding anniversary.
- 2000\609 Mr. and Mrs. John Stewart, Waterloo – For celebrating their 60th wedding anniversary.
- 2000\610 Ida and Louis Breitbach, Waterloo – For celebrating their 60th wedding anniversary.
- 2000\611 Sylvia and Claris Van Genderen, Sully – For celebrating their 50th wedding anniversary.
- 2000\612 Evelyn Puls, Grinnell – For celebrating her 80th birthday.
- 2000\613 Marge and Richard Fopma, Sully – For celebrating their 50th wedding anniversary.
- 2000\614 Zelda and Woodrow Jones, Grinnell – For celebrating their 66th wedding anniversary.
- 2000\615 Naomi Thompson, Grinnell – For celebrating her 99th birthday.
- 2000\616 Eloise and Albert Dennis, Lisbon – For celebrating their 50th wedding anniversary.
- 2000\617 Eileen and Albert Steinbrech, Solon – For celebrating their 60th wedding anniversary.
- 2000\618 Velma Heady, Lisbon – For celebrating her 90th birthday.
- 2000\619 Emily Blinks, Lisbon – For being named to the Class 1-A First Team All-State.
- 2000\620 Mt. Vernon High School Academic Decathlon Team, Mt. Vernon – For receiving 2nd place in the State Academic Decathlon Meet.
- 2000\621 Mildred Carter, Fairfield – For celebrating her 90th birthday.
- 2000\622 Jennifer Goetz, Cardinal Stritch-Keokuk – For being selected to the Iowa Newspaper Association's Class 1-A All-State Basketball Team.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 770

Ways and Means: Holmes, Chair; Hoffman and Kuhn.

House Study Bill 771

Ways and Means: Jager, Chair; Raecker and D. Taylor.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 774 Ways and Means

Relating to sales tax exemptions for certain farm machinery and equipment, providing an effective date, and making provisions retroactively applicable.

H.S.B. 775 Ways and Means

Relating to the exemption from the sales and use taxes of the sale, rental, or furnishing of information reports or data services transferred by certain means, providing for refunds, and including an effective and retroactive applicability date provision.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2302, a bill for an act relating to programs and public health issues under the purview of the Iowa department of public health and the appropriation of certain fees to the department.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8479** March 21, 2000.

Committee Bill (Formerly House Study Bill 769), relating to the funding of, operation of, and appropriation of moneys to the college student aid commission, the department of cultural affairs, the department of education, and the state board of regents, providing related statutory changes, and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 21, 2000.

COMMITTEE ON WAYS AND MEANS

Senate File 2418, a bill for an act relating to certification of property taxes by townships and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 21, 2000.

Committee Bill (Formerly House File 738), establishing a tax credit against individual and corporate income tax liability for small business guaranty fees paid and including a retroactive applicability date provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 21, 2000.

Committee Bill (Formerly House Study Bill 669), relating to the administration and enforcement of the replacement tax imposed on the generation, transmission, and delivery, consumption, and use of electricity and natural gas, providing for the Act's retroactive applicability, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 21, 2000.

Committee Bill (Formerly House Study Bill 757), relating to the administration of the tax and related laws by the department of revenue and finance, including administration of state individual income, corporate income, sales and use, hotel and motel, real estate transfer, environmental protection charge on petroleum diminution, property, motor fuel, special fuel, cigarette and tobacco products, and inheritance taxes, treatment of motor fuel under the local option taxes, and authorizing tax agreements with Indian tribes, and including effective and retroactive applicability date provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 21, 2000.

RESOLUTION FILED

HR 114, by Nelson-Forbes, a resolution honoring Iowa Valley Community College District.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8475	S.F.	2411	Martin of Scott
H—8476	S.F.	2254	Senate Amendment

H—8477	S.F.	2126	Boddicker of Cedar
			Garman of Story
			Mertz of Kossuth
			Carroll of Poweshiek
H—8478	S.F.	2371	Weigel of Chickasaw
			Fallon of Polk
H—8479	S.F.	2302	Committee on Appropriations
H—8480	H.F.	2453	Houser of Pottawattamie
H—8481	S.F.	2348	Houser of Pottawattamie
H—8482	H.F.	2530	Weigel of Chickasaw
H—8483	H.F.	2530	Weigel of Chickasaw
H—8484	H.F.	2530	Weigel of Chickasaw
H—8485	H.F.	2530	Weigel of Chickasaw
H—8486	S.F.	2313	Heaton of Henry
H—8487	H.F.	2530	Metcalf of Polk
H—8489	S.F.	2411	Martin of Scott
H—8490	S.F.	2411	Martin of Scott
H—8491	H.F.	2530	Greiner of Washington
			Arnold of Lucas
			Van Engelenhoven of Mahaska
			Houser of Pottawattamie
			Heaton of Henry
H—8493	S.F.	2348	Warnstadt of Woodbury
H—8494	H.F.	2540	Warnstadt of Woodbury
H—8496	S.F.	2144	Blodgett of Cerro Gordo
H—8498	S.F.	2411	Foege of Linn
H—8499	S.F.	2411	Foege of Linn
H—8502	S.F.	2267	Frevert of Palo Alto
H—8505	H.F.	2530	Murphy of Dubuque
H—8507	S.F.	2371	Sukup of Franklin
			Bradley of Clinton
			Huser of Polk
			Richardson of Warren
H—8509	S.F.	2079	Shoultz of Black Hawk
H—8510	S.F.	2411	Larkin of Lee
			Bell of Jasper
			Cataldo of Polk
			Cohon of Des Moines
			Dotzler of Black Hawk
			Falck of Fayette
			Foege of Linn
			Frevert of Palo Alto
			Holveck of Polk
			Greimann of Story

Huser of Polk			Jochum of Dubuque
Kreiman of Davis			Kuhn of Floyd
Mascher of Johnson			May of Worth
Mertz of Kossuth			Mundie of Webster
Murphy of Dubuque			Myers of Johnson
O'Brien of Boone			Osterhaus of Jackson
Parmenter of Story			Reynolds of Van Buren
Richardson of Warren			Scherrman of Dubuque
Schrader of Marion			Stevens of Dickinson
D. Taylor of Linn			T. Taylor of Linn
Thomas of Clayton			Warnstadt of Woodbury
Weigel of Chickasaw			Whitead of Woodbury
Wise of Lee			Witt of Black Hawk
H—8511	S.F.	2348	Houser of Pottawattamie
			Huser of Polk
			Barry of Harrison
H—8512	S.F.	2411	Larkin of Lee
Bell of Jasper			Bukta of Clinton
Cataldo of Polk			Chiodo of Polk
Cohon of Des Moines			Connors of Polk
Dotzler of Black Hawk			Drees of Carroll
Falck of Fayette			Fallon of Polk
Foege of Linn			Ford of Polk
Frevert of Palo Alto			Greimann of Story
Holveck of Polk			Huser of Polk
Jochum of Dubuque			Kreiman of Davis
Kuhn of Floyd			Mascher of Johnson
May of Worth			Mertz of Kossuth
Mundie of Webster			Murphy of Dubuque
Myers of Johnson			O'Brien of Boone
Osterhaus of Jackson			Parmenter of Story
Reynolds of Van Buren			Richardson of Warren
Scherrman of Dubuque			Schrader of Marion
Shoultz of Black Hawk			Stevens of Dickinson
D. Taylor of Linn			T. Taylor of Linn
Thomas of Clayton			Warnstadt of Woodbury
Weigel of Chickasaw			Whitead of Woodbury
Wise of Lee			Witt of Black Hawk
H—8513	S.F.	2348	Witt of Black Hawk
H—8514	S.F.	2348	Witt of Black Hawk

H—8515	S.F.	2079	Larson of Linn Kreiman of Davis
H—8516	S.F.	2366	Weigel of Chickasaw Parmenter of Story
H—8517	S.F.	2079	Shoultz of Black Hawk
H—8518	S.F.	2302	Nelson-Forbes of Marshall Davis of Wapello Osterhaus of Jackson
H—8519	S.F.	2369	Boddicker of Cedar Kreiman of Davis
H—8520	S.F.	2366	Parmenter of Story
H—8521	S.F.	2366	Shoultz of Black Hawk
H—8522	S.F.	2371	Huser of Polk Richardson of Warren
H—8523	H.F.	2530	Wise of Lee Jenkins of Black Hawk
H—8524	S.F.	2366	Connors of Polk
H—8525	H.F.	2549	Huser of Polk
H—8526	H.F.	2549	Alons of Sioux Eddie of Buena Vista Van Engelenhoven of Mahaska Johnson of Osceola Klemme of Plymouth Davis of Wapello Barry of Harrison Shey of Linn Grundberg of Polk Huseman of Cherokee Dolecheck of Ringgold Brunkhorst of Bremer Kettering of Sac
			Lord of Dallas Welter of Jones Tyrrell of Iowa Teig of Hamilton Boal of Polk Jager of Black Hawk Nelson-Forbes of Marshall Houser of Pottawattamie Weidman of Cass Baudler of Adair Rayhons of Hancock Horbach of Tama Heaton of Henry
H—8527	S.F.	2411	Jacobs of Polk Martin of Scott
H—8528	S.F.	2348	Fallon of Polk
H—8529	S.F.	2411	Jacobs of Polk Martin of Scott
H—8530	S.F.	2366	Sukup of Franklin

On motion by Rants of Woodbury the House adjourned at 8:22 p.m., until 8:45 a.m., Thursday, March 23, 2000.

JOURNAL OF THE HOUSE

Seventy-fourth Calendar Day - Forty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 23, 2000

The House met pursuant to adjournment at 9:25 a.m., Carroll of Poweshiek in the chair.

Prayer was offered by Reverend Bob Welsh, pastor of the First Christian Church, Iowa City.

The Journal of Wednesday, March 22, 2000 was approved.

SPECIAL PRESENTATION

Prior to convening Sue Jensen with the Iowa Citizens for the Arts, and a sponsor of Arts Day, introduced the Sioux City Middle School orchestra who performed in the chamber as a part of the Iowa Citizens For The Arts celebration. Miss Iowa, Jennifer Caudle, performed with the orchestra. They are directed by Gary Fridley.

The House rose and expressed it's appreciation.

SENATE MESSAGE CONSIDERED

Senate File 2430, by committee on appropriations, a bill for an act relating to and making appropriations for agriculture and natural resources and providing effective dates.

Read first time and referred to committee on **appropriations**.

The House stood at ease at 9:30 a.m., until the fall of the gavel.

The House resumed session at 9:40 a.m., Speaker Siegrist in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Carroll of Poweshiek, until his arrival, on request of Rants of Woodbury.

The House stood at ease at 9:43 a.m., until the fall of the gavel.

The House resumed session at 10:46 a.m., Speaker pro tempore Sukup in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed fifty-five members present, forty-five absent.

CONSIDERATION OF BILL Regular Calendar

Senate File 2411, a bill for an act relating to public retirement systems and providing implementation, applicability, and effective dates, with report of committee recommending amendment and passage, was taken up for consideration.

Martin of Scott offered amendment H-8404 filed by the committee on state government as follows:

H-8404

- 1 Amend Senate File 2411, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 15, by striking the word "and".
- 4 2. Page 1, line 16, by inserting after the word
- 5 "system" the following: ", and a person appointed by
- 6 the governor".
- 7 3. Page 1, line 16, by striking the word "Both"
- 8 and inserting the following: "The person appointed by
- 9 the governor shall be an executive of a domestic life
- 10 insurance company, an executive of a state or national
- 11 bank operating within the state of Iowa, or an
- 12 executive in the financial services industry, and
- 13 shall be subject to confirmation by the senate. The".
- 14 4. Page 1, line 17, by inserting after the word
- 15 "system" the following: "and the person appointed by
- 16 the governor".
- 17 5. Page 3, by striking lines 6 through 15.
- 18 6. Page 4, line 28, by inserting after the word
- 19 "pension" the following: "of a retired member".
- 20 7. Page 4, line 30, by striking the words "or

21 death".

22 8. Page 8, by striking lines 8 through 18.

23 9. Page 12, line 21, by inserting after the word

24 "Code," the following: "In addition, wages includes

25 amounts that can be received in cash in lieu of

26 employer-paid contributions to such plans, if the

27 election is uniformly available and is not limited to

28 highly compensated employees, as defined in section

29 414(q) of the Internal Revenue Code."

30 10. Page 13, line 22, by inserting after the word

31 "contributions" the following: "that cannot be

32 received by the employee in cash and that are made".

33 11. Page 14, by striking lines 13 through 15.

34 12. Page 27, line 35, by striking the word

35 "twelve" and inserting the following: "thirty-six".

36 13. Page 28, line 20, by striking the word

37 "twelve" and inserting the following: "thirty-six".

38 14. Page 28, by inserting after line 22 the

39 following:

40 "Sec. ____ Section 97B.50, subsection 2, Code

41 1999, is amended by adding the following new

42 paragraph:

43 NEW PARAGRAPH. c. A vested member who terminated

44 service due to a disability, who has been issued

45 payment for a refund pursuant to section 97B.53, and

46 who subsequently commences receiving disability

47 benefits as a result of that disability pursuant to

48 the federal Social Security Act, 42 U.S.C. § 423 et

49 seq. or the federal Railroad Retirement Act, 45 U.S.C.

50 § 231 et seq., may receive credit for membership

Page 2

1 service for the period covered by the refund payment,

2 upon repayment to the department of the actuarial cost

3 of receiving service credit for the period covered by

4 the refund payment, as determined by the department.

5 For purposes of this paragraph, the actuarial cost of

6 the service purchase shall be determined as provided

7 in section 97B.74. The payment to the department as

8 provided in this paragraph shall be made within ninety

9 days after July 1, 2000, or the date federal

10 disability payments commenced, whichever occurs later.

11 For purposes of this paragraph, the date federal

12 disability payments commence shall be the date that

13 the member actually receives the first such payment,

14 regardless of any retroactive payments included in

15 that payment. a member who repurchases service credit

16 under this paragraph and applies for retirement

17 benefits shall have the member's monthly allowance,

18 including retroactive adjustment payments, determined

19 in the same manner as provided in paragraph "a" or

20 "b", as applicable. This paragraph shall not be
21 implemented until the system has received a
22 determination letter from the federal internal revenue
23 service approving the system's plan's qualified status
24 under Internal Revenue Code section 401(a)."

25 15. Page 43, line 3, by striking the words "An
26 individual" and inserting the following: "A
27 beneficiary".

28 16. Page 43, line 4, by striking the word
29 "individual's" and inserting the following:
30 "beneficiary's".

31 17. Page 44, line 26, by striking the words
32 "three calendar months" and inserting the following:
33 "one calendar month".

34 18. Page 52, line 17, by inserting after the word
35 "but" the following: "at the time of the employment".

36 19. Page 55, by inserting after line 16 the
37 following:

38 "Sec. ____ IOWA PUBLIC EMPLOYEES' RETIREMENT
39 SYSTEM – DEATH BENEFIT ELECTION.

40 1. Notwithstanding any provision of chapter 97B to
41 the contrary, an eligible beneficiary may elect to
42 receive a death benefit as provided by this section in
43 an amount as authorized pursuant to section 52 of this
44 Act. For purposes of this section, an "eligible
45 beneficiary" means a person who is eligible to
46 receive, or has received, a death benefit pursuant to
47 Iowa Code section 97B.52, subsection 1, Code 1999, as
48 a beneficiary of a member of the Iowa public
49 employees' retirement system who died on or after
50 January 1, 1999, but before the date section 52 of

Page 3

1 this Act is implemented pursuant to section 74 of this
2 Act.

3 2. An eligible beneficiary may elect to receive a
4 death benefit in an amount as provided in section 52
5 of this Act in lieu of a benefit as provided pursuant
6 to section 97B.52, subsection 1, Code 1999, by filing
7 a valid election with the Iowa public employees'
8 retirement system in a manner prescribed by the system
9 no later than one year following the date section 52
10 of this Act is implemented pursuant to section 74 of
11 this Act.

12 3. An eligible beneficiary who has received a
13 death benefit pursuant to section 97B.52, subsection
14 1, Code 1999, but who files an election to receive a
15 death benefit as provided in this section shall make
16 arrangements with the Iowa public employees'
17 retirement system to repay any death benefits paid by
18 the system to the eligible beneficiary prior to

19 receipt of a death benefit as provided in this
20 section.

21 4. The Iowa public employees' retirement system
22 shall make all reasonable efforts to notify, in
23 writing, each eligible beneficiary of the ability to
24 elect to receive a death benefit as provided in this
25 section in lieu of a death benefit provided pursuant
26 to section 97B.52, subsection 1, Code 1999."

27 20. Page 55, by inserting after line 21 the
28 following:

29 "Sec. __. EFFECTIVE DATE. Section 44 of this
30 Act, amending section 97B.49F, subsection 2, paragraph
31 "c", being deemed of immediate importance, takes
32 effect upon enactment."

33 21. Page 56, lines 5 and 6, by striking the words
34 "until the amendment to section 97B.50, subsection 1,
35 is implemented,".

36 22. Page 56, line 8, by inserting after the
37 figure "97B.49H" the following: "for the calendar
38 year beginning January 1, 2001, and each subsequent
39 calendar year, until the amendment to section 97B.50,
40 subsection 1, is implemented".

41 23. Page 56, lines 17 and 18, by striking the
42 words "until the amendment to section 97B.52,
43 subsection 1, is implemented,".

44 24. Page 56, line 20, by inserting after the
45 figure "97B.49H" the following: "for the calendar
46 year beginning January 1, 2001, and each subsequent
47 calendar year, until the amendment to section 97B.52,
48 subsection 1, is implemented".

49 25. Page 81, by striking lines 5 through 15.

50 26. By renumbering as necessary.

Foege of Linn offered the following amendment H-8498, to the committee amendment H-8404, filed by him and moved its adoption:

H-8498

1 Amend the amendment, H-8404, to Senate File 2411,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, by striking line 17.

Amendment H-8498 lost.

Foege of Linn asked and received unanimous consent to withdraw amendment H-8499, to the committee amendment H-8404, filed by him on March 22, 2000.

On motion by Martin of Scott the committee amendment H-8404 was adopted.

Frevert of Palo Alto offered the following amendment H-8403 filed by her and moved its adoption:

H-8403

1 Amend Senate File 2411, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 17, by inserting after line 18 the
4 following:
5 "Sec. __. Section 97B.39, Code 1999, is amended
6 to read as follows:
7 97B.39 RIGHTS NOT TRANSFERABLE OR SUBJECT TO LEGAL
8 PROCESS - EXCEPTIONS.
9 The right of any person to any future payment under
10 this chapter is not transferable or assignable, at law
11 or in equity, and the moneys paid or payable or rights
12 existing under this chapter are not subject to
13 execution, levy, attachment, garnishment, or other
14 legal process, or to the operation of any bankruptcy
15 or insolvency law except for the purposes of enforcing
16 child, spousal, or medical support obligations or
17 marital property orders. For the purposes of
18 enforcing child, spousal, or medical support
19 obligations, the garnishment or attachment of or the
20 execution against compensation due a person under this
21 chapter shall not exceed the amount specified in 15
22 U.S.C. § 1673(b). The department shall comply with
23 the provisions of a marital property order requiring
24 the selection of a particular benefit option,
25 designated beneficiary, or contingent annuitant if the
26 selection is otherwise authorized by this chapter and
27 the member has not received payment of the member's
28 first retirement allowance. However, a marital
29 property order shall not require the payment of
30 benefits to an alternative payee prior to the member's
31 retirement, prior to the date the member elects to
32 receive a lump sum distribution of accumulated
33 contributions pursuant to section 97B.53, or in an
34 amount that exceeds the benefits the member would
35 otherwise be eligible to receive pursuant to this
36 chapter. In addition, a valid marital property order
37 for the purposes of this section shall provide for the
38 payment of an amount from the member, once the member
39 retires, based upon a percentage of the benefit the
40 member would be eligible to receive as of the date of
41 the order if the member retired as of that date."
42 2. By renumbering as necessary.

Amendment H-8403 lost.

Larkin of Lee offered the following amendment H-8510 filed by Larkin, et al., and moved its adoption:

H-8510

- 1 Amend Senate File 2411, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 19, by inserting after line 7 the
- 4 following:
- 5 "Sec. ____ Section 97B.45, subsection 4, Code
- 6 1999, is amended to read as follows:
- 7 4. The first of any month in which the member is
- 8 at least fifty-five years of age and for which the sum
- 9 of the number of years of membership service and prior
- 10 service and the member's age in years as of the
- 11 member's last birthday equals or exceeds eighty-eight.
- 12 Commencing July 1, 2000, the department shall reduce
- 13 from eighty-eight by one each July 1 until reaching
- 14 eighty-five, if the annual actuarial valuation of the
- 15 retirement system indicates that the cost of the
- 16 reduction can be absorbed within the employer and
- 17 employee contribution rates in effect under section
- 18 97B.11."
- 19 2. By renumbering as necessary.

Rule 75 was invoked.

Roll call was requested by Jochum of Dubuque and Wise of Lee.

On the question "Shall amendment H-8510 be adopted?" (S.F. 2411)

The ayes were, 47:

Arnold	Bell	Bukta	Cataldo
Chiodo	Cphoon	Connors	Doderer
Dotzler	Drees	Falck	Fallon
Foege	Ford	Frevert	Greimann
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

The nays were, 52:

Alons	Barry	Baudler	Blodgett
Boal	Boddicker	Bogges	Bradley
Brauns	Brunkhorst	Cormack	Davis
Dix	Dolecheck	Drake	Eddie
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Larson	Lord
Martin	Metcalf	Millage	Raecker
Rants	Rayhons	Shey	Siegrist, Spkr.
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Sukup, Presiding

Absent or not voting, 1:

Carroll

Amendment H-8510 lost.

Larkin of Lee offered the following amendment H-8512 filed by Larkin, et al., and moved its adoption:

H-8512

1 Amend Senate File 2411 as amended, passed, and
 2 reprinted by the Senate as follows:
 3 1. Page 19, by inserting after line 7 the
 4 following:
 5 "Sec. 101. Section 97B.45, subsection 4, Code
 6 1999, is amended to read as follows:
 7 4. The first of any month in which the member is
 8 at least fifty-five years of age and for which the sum
 9 of the number of years of membership service and prior
 10 service and the member's age in years as of the
 11 member's last birthday equals or exceeds ~~eighty-eight~~
 12 eighty-five."
 13 2. Page 25, by inserting after line 30 the
 14 following:
 15 "Sec. 102. Section 97B.49G, subsection 4, Code
 16 1999, is amended by adding the following new
 17 paragraph:
 18 NEW PARAGRAPH. e. The member is an active or
 19 inactive vested member retiring on or after July 1,
 20 1997, and before the implementation date of section
 21 101 of this Act, as determined pursuant to section 103
 22 of this Act, who is at least fifty-five years of age
 23 and for which the sum of the number of years of

24 membership service and prior service and the member's
25 age in years as of the member's last birthday equals
26 or exceeds eighty-eight."

27 3. Page 55, by inserting after line 21 the
28 following:

29 "Sec. 103. IMPLEMENTATION PROVISION. The
30 department of personnel shall implement the amendment
31 to section 97B.45, subsection 4, as provided in this
32 Act on July 1, 2000, or on the date that the
33 department determines that the most recent annual
34 actuarial valuation of the system indicates that the
35 employer and employee contribution rates in effect
36 under section 97B.11 can absorb the costs of the
37 amendment to section 97B.45, subsection 4, whichever
38 is later after meeting the other established
39 priorities of the system. As used in this section,
40 "other established priorities of the system" means the
41 implementation of the amendment to section 97B.52,
42 subsection 1, as provided in section 52 of this Act.
43 However, notwithstanding section 97B.49H, until the
44 amendment to section 97B.49G, subsection 4, is
45 implemented, the department shall not credit amounts
46 to active member supplemental accounts provided in
47 section 97B.49H."

48 4. Page 55, line 33, by inserting after the word
49 "Act" the following: "and the implementation of the
50 amendment to section 97B.45, subsection 4, as provided

Page 2

- 1 in section 101 of this Act".
- 2 5. By renumbering as necessary.

Rule 75 was invoked.

Roll call was requested by Larkin of Lee and Schrader of Marion.

On the question "Shall amendment H-8512 be adopted?" (S.F. 2411)

The ayes were, 45:

Arnold	Bell	Bukta	Cataldo
Chiodo	Cohoon	Connors	Doderer
Dotzler	Drees	Falck	Foege
Ford	Frevert	Greimann	Holveck
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Reynolds

Richardson	Scherrman	Schrader	Shoultz
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Thomas	Warnstadt	Whitead	Wise
Witt			

The nays were, 51:

Alons	Barry	Baudler	Blodgett
Boal	Boddicker	Bogges	Brauns
Brunkhorst	Cormack	Davis	Dix
Dolecheck	Drake	Eddie	Garman
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Horbach	Houser	Huseman	Jacobs
Jager	Jenkins	Johnson	Kettering
Klemme	Larson	Lord	Martin
Metcalf	Millage	Raecker	Rants
Rayhons	Shey	Siegrist, Spkr.	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Sukup, Presiding	

Absent or not voting, 4:

Bradley	Carroll	Fallon	Weigel
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Amendment H-8512 lost.

Jacobs of Polk offered the following amendment H-8527 filed by her and Martin of Scott and moved its adoption:

H-8527

- 1 Amend Senate File 2411, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 19, by inserting after line 19 the
- 4 following:
- 5 "Sec. __. Section 97B.48, subsection 3, Code
- 6 1999, is amended to read as follows:
- 7 3. As of the first of the month in which a member
- 8 attains the age of seventy years, the department shall
- 9 provide written notification to the member that the
- 10 member may commence receiving a retirement allowance
- 11 regardless of the member's employment status. Prior
- 12 to receiving a retirement allowance pursuant to this
- 13 subsection, a member shall acknowledge in writing that
- 14 the member was informed by the department of the
- 15 consequences of electing to receive a retirement
- 16 allowance pursuant to this subsection and that receipt
- 17 of a retirement allowance under this subsection is
- 18 optional. Upon termination from employment of a

19 member receiving a retirement allowance pursuant to
 20 this subsection, the member is entitled to have the
 21 member's monthly retirement allowance recalculated
 22 using the applicable formula for determining a
 23 retirement allowance pursuant to sections 97B.49A
 24 through 97B.49G, as applicable, in place at the time
 25 of the member's first month of entitlement."

26 2. Page 55, by inserting after line 16 the
 27 following:

28 "Sec. 101. IOWA PUBLIC EMPLOYEES' RETIREMENT
 29 SYSTEM – PAYMENT OF ALLOWANCES – ACTIVE MEMBER
 30 RETIREMENT. Notwithstanding any provision of chapter
 31 97B to the contrary, an eligible member who terminates
 32 employment covered by chapter 97B on or after January
 33 1, 2000, shall have the member's monthly retirement
 34 allowance recalculated using the applicable formula
 35 for determining a retirement allowance pursuant to
 36 sections 97B.49a through 97B.49G, as applicable, in
 37 place at the time of the member's termination from
 38 employment. For purposes of this section, an
 39 "eligible member" is a member who commenced receiving
 40 a retirement allowance pursuant to section 97B.48,
 41 subsection 3, prior to July 1, 2000."

42 3. Page 55, by inserting after line 21 the
 43 following:

44 "Sec. ____ EFFECTIVE DATE – RETROACTIVE
 45 APPLICABILITY. Section 101 of this Act, being deemed
 46 of immediate importance, takes effect upon enactment
 47 and is retroactively applicable to January 1, 2000;
 48 and is applicable on and after that date."

49 4. By renumbering as necessary.

Amendment H-8527 was adopted.

Mascher of Johnson offered the following amendment H-8423 filed by her and moved its adoption:

H-8423

1 Amend Senate File 2411, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 19, line 29, by striking the word
 4 "fourteen" and inserting the following: "twenty-
 5 five".

A non-record roll call was requested.

The ayes were 43, nays 49.

Amendment H-8423 lost.

Martin of Scott asked and received unanimous consent to withdraw amendment H-8475 filed by her on March 22, 2000.

Jacobs of Polk offered the following amendment H-8529 filed by her and Martin of Scott and moved its adoption:

H-8529

1 Amend Senate File 2411, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 51, by inserting after line 23 the
4 following:

5 "Sec. Section 97B.73, subsection 1, Code 1999,
6 is amended to read as follows:

7 1. a. A vested or retired member who has one or
8 more full calendar years of covered wages who was in
9 public employment comparable to employment covered
10 under this chapter in another state or in the federal
11 government, or who was a member of another public
12 retirement system in this state, including but not
13 limited to the teachers insurance annuity association-
14 college retirement equities fund, but who was not
15 retired under that system, upon submitting
16 verification of membership and service in the other
17 public system to the department, including proof that
18 the member has no further claim upon a retirement
19 benefit from that other public system, may make
20 contributions as provided by this section to the
21 system either for the entire period of service in the
22 other public system, or for partial service in the
23 other public system in increments of one or more
24 calendar quarters. If the member wishes to transfer
25 only a portion of the service value of another public
26 system to this system and the other public system
27 allows a partial withdrawal of a member's system
28 credits, the member shall receive credit for
29 membership service in this system equivalent to the
30 period of service transferred from the other public
31 system.

32 b. A vested or retired member who has five or more
33 full calendar years of covered wages who was in public
34 employment comparable to employment covered under this
35 chapter in a qualified Canadian governmental entity
36 may make contributions as provided by this section to
37 the system and receive service credit, in increments
38 of one or more calendar quarters, for up to the lesser
39 of twenty quarters of service credit for such
40 employment or the entire period of service in the

41 other public system. Prior to receiving service
42 credit, the member shall submit verification of
43 membership and service in the other public system to
44 the department, including proof that the member has no
45 further claim upon a retirement benefit from that
46 other public system. If the member wishes to transfer
47 only a portion of the service value of another public
48 system to this system and the other public system
49 allows a partial withdrawal of a member's system
50 credits, the member shall receive credit for

Page 2

1 membership service in this system equivalent to the
2 period of service transferred from the other public
3 system. For purposes of this paragraph, "qualified
4 Canadian governmental entity" means an elementary
5 school, secondary school, college, or university that
6 is organized, administered, and primarily supported by
7 the provincial, territorial, or federal governments of
8 Canada, or any combination of the same."
9 2. By renumbering as necessary.

Amendment H-8529 was adopted.

Greimann of Story asked and received unanimous consent to withdraw amendment H-8425 filed by her on March 20, 2000.

Martin of Scott offered amendment H-8489 filed by her as follows:

H-8489

1 Amend Senate File 2411, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 55, by inserting after line 21 the
4 following:
5 "Sec. ____ APPLICABILITY. Section 97B.51,
6 subsection 1, paragraph "d", subparagraph (2), as
7 enacted in section 51 of this Act, shall be applicable
8 on or after July 1, 2001."
9 2. By renumbering as necessary.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-8540, to amendment H-8489, filed by her from the floor.

On motion by Martin of Scott amendment H-8489 was adopted.

Martin of Scott offered the following amendment H-8490 filed by her and moved its adoption:

H-8490

- 1 Amend Senate File 2411, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 85, line 17, by striking the words
- 4 "judicial branch" and inserting the following: "state
- 5 court administrator".

Amendment H-8490 was adopted.

Falck of Fayette offered the following amendment H-8440 filed by him and moved its adoption:

H-8440

- 1 Amend Senate File 2411, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 85, by inserting after line 35 the
- 4 following:
- 5 "Sec. ____ FIRE FIGHTER AND EMERGENCY MEDICAL
- 6 SERVICES PROVIDER BENEFITS – REPORT. The department
- 7 of management shall conduct a study concerning the
- 8 possible implementation of a system to provide
- 9 retirement benefits to volunteer fire fighters and
- 10 emergency medical service personnel and to provide
- 11 death and survivor benefits, including but not limited
- 12 to providing for payment of postsecondary education
- 13 expenses of dependent children, when a volunteer fire
- 14 fighter or emergency medical service provider dies in
- 15 the line of duty. The study shall examine what
- 16 benefits should be provided, if any, as well as
- 17 possible funding mechanisms to provide any such
- 18 proposed benefits, including the use of excess
- 19 insurance premium tax receipts, but excluding the fire
- 20 and police retirement fund created in section 411.8.
- 21 In conducting the study, the department shall consult
- 22 with the department of public safety; the department
- 23 of personnel; and representatives from the Iowa
- 24 firemen's association; the Iowa fire chiefs
- 25 association; the Iowa association of professional
- 26 firefighters; the Iowa association of professional
- 27 fire chiefs; the Iowa firefighters group; the state
- 28 fire service and emergency response council, if
- 29 established by law, or the fire service institute
- 30 advisory committee established by section 266.46; the
- 31 Iowa emergency medical services association; and the
- 32 Iowa league of cities. The department shall submit a

- 33 report concerning the results of its study, including
 34 any findings and recommendations, to the general
 35 assembly by January 8, 2001."
 36 2. By renumbering as necessary.

Amendment H-8440 was adopted.

Martin of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2411)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 4:

Fallon	Houser	Huser	Weigel
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2411** be immediately messaged to the Senate.

INTRODUCTION OF BILLS

House File 2550, by committee on ways and means, a bill for an act relating to the Iowa educational savings plan trust and providing an effective date.

Read first time and placed on the **ways and means calendar**.

House File 2551, by committee on ways and means, a bill for an act relating to incentives available to eligible housing businesses which build or rehabilitate housing in designated enterprise zones and including an effective and retroactive applicability date provision.

Read first time and placed on the **ways and means calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 23, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2510, a bill for an act relating to operating while intoxicated, including ignition interlock provisions.

Also: That the Senate has on March 23, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2416, a bill for an act relating to energy conservation including making appropriations of petroleum overcharge funds.

Also: That the Senate has on March 23, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2429, a bill for an act relating to and making appropriations to the department for the blind, the Iowa state civil rights commission, the department of

elder affairs, the Iowa department of public health, the department of human rights, the governor's alliance on substance abuse, and the commission of veterans affairs, and providing effective dates and retroactive applicability provisions.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2416, by committee on appropriations, a bill for an act relating to energy conservation including making appropriations of petroleum overcharge funds.

Read first time and referred to committee on **appropriations**.

Senate File 2429, by committee on appropriations, a bill for an act relating to and making appropriations to the department for the blind, the Iowa state civil rights commission, the department of elder affairs, the Iowa department of public health, the department of human rights, the governor's alliance on substance abuse, and the commission of veterans affairs, and providing effective dates and retroactive applicability provisions.

Read first time and referred to committee on **appropriations**.

On motion by Rants of Woodbury, the House was recessed at 1:00 p.m., until 1:30 p.m.

AFTERNOON SESSION

The House reconvened at 1:45 p.m., Dix of Butler in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty-three members present, thirty-seven absent.

SENATE AMENDMENTS CONSIDERED

Boal of Polk called up for consideration **House File 2321**, a bill for an act relating to medical assistance, including eligibility categories and transfer of assets, amended by the Senate, and moved that the House concur in the following Senate amendment H-8437:

H-8437

- 1 Amend House File 2321, as passed by the House, as
- 2 follows:
- 3 1. Page 1, by striking lines 1 through 7.
- 4 2. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8437.

Boal of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2321)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Dix,
			Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Baudler of Adair called up for consideration **House File 2172**, a bill for an act relating to polygraph examinations of applicants for certain law enforcement positions, amended by the Senate amendment H-8444:

H-8444

1 Amend House File 2172, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, by striking lines 8 through 10 and
 4 inserting the following:
 5 "(3) An applicant for a position with a law
 6 enforcement agency of a political subdivision of the
 7 state when the applicant is being considered for a
 8 position in which the employee filling the position
 9 has direct access to prisoner funds, any other cash
 10 assets, and confidential information."

Baudler of Adair asked and received unanimous consent to withdraw amendment H-8456, to the Senate amendment H-8444, filed by him on March 21, 2000.

On motion by Baudler of Adair the House concurred in the Senate amendment H-8444.

Baudler of Adair moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2172)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dolecheck	Dotzler	Drake	Eddie
Falck	Foege	Ford	Frevert
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman

Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	Osterhaus
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Dix,			
Presiding			

The nays were, 7:

Doderer	Drees	Fallon	Greimann
Mascher	O'Brien	Parmenter	

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Boddicker of Cedar called up for consideration **House File 683**, a bill for an act relating to mediation services related to custody, visitation, and support of a child, amended by the Senate amendment H-8415:

H-8415

- 1 Amend House File 683 as amended, passed, and
- 2 reprinted by the House as follows:
- 3 1. By striking page 1, line 1, through page 4,
- 4 line 16, and inserting the following:
- 5 "Section 1. INTENT OF THE GENERAL ASSEMBLY. It is
- 6 the intent of the general assembly that parties to
- 7 family law actions maintain responsibility for their
- 8 decision making, improve their communications
- 9 concerning their children, and commit themselves to
- 10 the decisions they reach. The best interests of
- 11 children are normally served through maintenance of
- 12 maximum contact with both parents, with a minimum of
- 13 parental conflict.
- 14 Because research demonstrates that parental
- 15 conflict may result in emotional and psychological
- 16 damage to parties and their children, the general

17 assembly finds that mediation should be utilized to
18 the greatest extent possible in the resolution of
19 domestic relations disputes in this state.

20 Sec. 2. Section 598.7A, Code 1999, is amended by
21 striking the section and inserting in lieu thereof the
22 following:

23 598.7a MEDIATION.

24 1. The district court may, on its own motion or on
25 the motion of any party, order the parties to
26 participate in mediation in any dissolution of
27 marriage action or other domestic relations action.
28 Mediation performed under this section shall comply
29 with the provisions of chapter 679C. The provisions
30 of this section shall not apply to actions which
31 involve domestic abuse pursuant to chapter 236. The
32 provisions of this section shall not affect a judicial
33 district's or court's authority to order settlement
34 conferences pursuant to rules of civil procedure. The
35 court shall, on application of a party, grant a waiver
36 from any court-ordered mediation under this section if
37 the party demonstrates that a history of domestic
38 abuse exists as specified in section 598.41,
39 subsection 3, paragraph "j".

40 2. The supreme court shall establish a dispute
41 resolution program in family law cases that includes
42 the opportunities for mediation and settlement
43 conferences. Any judicial district may implement such
44 a dispute resolution program, subject to the rules
45 prescribed by the supreme court.

46 3. The supreme court shall prescribe rules for the
47 mediation program, including the circumstances under
48 which the district court may order participation in
49 mediation.

50 4. Any dispute resolution program shall comply

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1 with all of the following standards:

2 a. Participation in mediation shall include
3 attendance at a mediation session with the mediator
4 and the parties to the action, listening to the
5 mediator's explanation of the mediation process,
6 presentation of one party's view of the case, and
7 listening to the response of the other party.

8 Participation in mediation does not require that the
9 parties reach an agreement.

10 b. The parties may choose the mediator, or the
11 court shall appoint a mediator. a court-appointed
12 mediator shall meet the qualifications established by
13 the supreme court.

14 c. Parties to the mediation have the right to
15 advice and presence of counsel at all times.

16 d. The parties to the mediation shall present any
17 agreement reached through the mediation to their
18 attorneys, if any. A mediation agreement reached by
19 the parties shall not be enforceable until approved by
20 the court.

21 e. The costs of mediation shall be borne by the
22 parties, as agreed to by the parties, or as ordered by
23 the court, and may be taxed as court costs. Mediation
24 shall be provided on a sliding fee scale for parties
25 who are determined to be indigent pursuant to section
26 815.9.

27 5. The supreme court shall prescribe
28 qualifications for mediators under this section on or
29 before January 1, 2001. The qualifications shall
30 include but are not limited to the ethical standards
31 to be observed by mediators. The qualifications shall
32 not include a requirement that the mediator be
33 licensed to practice any particular profession.

34 Sec. 3. SUPREME COURT REPORT. The supreme court
35 shall submit a report to the general assembly by
36 January 1, 2001, which shall include any
37 recommendations for implementing, modifying, and
38 funding this Act.

39 Sec. 4. EFFECTIVE DATE. This Act takes effect
40 July 1, 2001, except that section 3 of this Act takes
41 effect upon enactment."

42 2. Title Page, line 2, by inserting after the
43 word "child" the following: ", and providing
44 effective dates".

45 3. By renumbering as necessary.

Boddicker of Cedar offered the following amendment H-8442, to the Senate amendment H-8415, filed by him and moved its adoption:

H-8442

1 Amend the Senate amendment, H-8415, to House File
2 683, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 1, line 29, by inserting after the figure
5 "679C." the following: "The provisions of this
6 section shall not apply if the action involves a child
7 support or medical support obligation enforced by the
8 child support recovery unit."

Amendment H-8442 was adopted.

On motion by Boddicker of Cedar the House concurred in the Senate amendment H-8415, as amended.

Boddicker of Cedar moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 683)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Hahn	Hansen
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Dix, Presiding			

The nays were, none.

Absent or not voting, 3:

Drees	Grundberg	Heaton
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONSIDERATION OF BILLS
Regular Calendar

Senate File 2371, a bill for an act relating to the establishment of a water quality initiative program by the department of agriculture and land stewardship and the department of natural resources, defining and providing for the use of credible data for quality control and assurance procedures, and providing for other properly related matters, and providing an applicability date, with report of committee recommending amendment and passage, was taken up for consideration.

Hahn of Muscatine offered the following amendment H-8416 filed by the committee on environmental protection and moved its adoption:

H-8416

- 1 Amend Senate File 2371, as amended, passed and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 23, by inserting after the word
- 4 "governor" the following: "and the general assembly".
- 5 2. Page 1, line 26, by inserting after the word
- 6 "resources" the following: "and the department of
- 7 agriculture and land stewardship".
- 8 3. Page 2, line 8, by striking the word "pilot".
- 9 4. Page 2, line 10, by striking the word "pilot".
- 10 5. Page 2, by striking lines 12 through 14 and
- 11 inserting the following: "who maintain quality
- 12 conservation practices."
- 13 6. Page 2, by striking lines 29 through 32.
- 14 7. Page 2, line 33, by striking the word
- 15 "ENHANCED" and inserting the following:
- 16 "ENHANCEMENT".
- 17 8. Page 2, line 35, by striking the word
- 18 "enhanced" and inserting the following:
- 19 "enhancement".
- 20 9. Page 3, line 11, by striking the word
- 21 "enhanced" and inserting the following:
- 22 "enhancement".
- 23 10. Page 3, line 16, by striking the word
- 24 "enhanced" and inserting the following:
- 25 "enhancement".
- 26 11. Page 3, line 22, by striking the word
- 27 "enhanced" and inserting the following:
- 28 "enhancement".
- 29 12. Page 3, line 25, by striking the word
- 30 "enhanced" and inserting the following:

- 31 "enhancement".
32 13. Page 4, by striking lines 7 through 9.
33 14. Page 4, by striking line 17 and inserting the
34 following:
35 "1. The".
36 15. Page 4, by striking line 23 and inserting the
37 following:
38 "2. The".
39 16. Page 4, line 28, by inserting after the word
40 "benefits." the following: "a demonstration program
41 under this subsection may complement, but shall not
42 duplicate, projects conducted by Iowa state university
43 extension service."
44 17. Page 5, by striking lines 5 and 6 and
45 inserting the following:
46 "3. The department of agriculture and land".
47 18. Page 5, by striking lines 10 and 11 and
48 inserting the following:
49 "4. The department of natural resources".
50 19. Page 5, by striking line 27 and inserting the

Page 2

- 1 following:
2 "5. The".
3 20. Page 5, by striking line 34 and inserting the
4 following:
5 "6. The".
6 21. Page 6, by striking line 7 and inserting the
7 following:
8 "7. The".
9 22. Page 6, line 10, by striking the words "
10 eco-region based biological standards,".
11 23. Page 6, by striking line 12 and inserting the
12 following:
13 "8. The".
14 24. Page 6, by striking line 16 and inserting the
15 following:
16 "9. The".
17 25. Page 6, by striking lines 26 and 27 and
18 inserting the following:
19 "11. The department of natural resources shall
20 continue the".
21 26. Page 6, by inserting after line 32 the
22 following:
23 "___ This section shall not apply to sites or
24 locations where a stormwater permit has been issued
25 pursuant to section 455B.103A."
26 27. Page 8, by inserting after line 10 the
27 following:
28 "___ The department shall retain all information
29 submitted by a qualified volunteer submitting the

30 information for a period of not less than ten years
31 from the date of receipt by the department. All
32 information submitted shall be a public record."
33 28. Page 8, by striking lines 21 and 22 and
34 inserting the following: "other water assessment
35 report."
36 29. Page 8, by striking line 23.
37 30. Page 8, line 25, by inserting after the word
38 "on" the following: "or removed from".
39 31. Page 8, by striking lines 26 and 27.
40 32. Page 9, by striking lines 3 through 5 and
41 inserting the following:
42 "3. This section shall not be construed to require
43 credible data as defined in section 455B.171,
44 subsection 10A, in order for the department to bring
45 an enforcement action for an illegal discharge."
46 33. Page 9, by striking lines 6 through 11.
47 34. Page 9, by inserting after line 16 the
48 following:
49 "___ The use of credible data shall be consistent
50 with the requirements of the federal Water Pollution

Page 3

1 Control Act, 33 U.S.C. § 1251 et seq."
2 35. Page 9, by striking lines 20 through 24 and
3 inserting the following: "that list."
4 36. Page 9, by striking lines 25 through 28.
5 37. Page 9, line 35, by inserting after the word
6 "but" the following: "existing".
7 38. Page 10, by striking line 14 and inserting
8 the following: "section 303(d) list, a section 305(b)
9 report, and a listing for".
10 39. Page 10, line 16, by striking the word "list"
11 and inserting the following: "report".
12 40. Page 10, line 16, by striking the words
13 "cumulative listing" and inserting the following:
14 "summary".
15 41. Page 10, line 18, by striking the word "list"
16 and inserting the following: "report".
17 42. Page 10, line 19, by striking the word "list"
18 and inserting the following: "report".
19 43. Page 10, by striking lines 26 through 35.
20 44. Page 11, line 2, by inserting after the word
21 "when" the following: "placing or removing any water
22 of the state on any section 303(d) list, and".
23 45. Page 11, by striking lines 5 through 10 and
24 inserting the following: "narrative standards. A
25 narrative standard shall not constitute the basis for
26 determining an impairment unless the department
27 identifies specific factors as to why a numeric
28 standard is not sufficient to assure adequate water

29 quality."
 30 46. By renumbering, relettering, or redesignating
 31 and correcting internal references as necessary.

The committee amendment H-8416 was adopted.

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8478 filed by him and Weigel of Chickasaw on March 22, 2000.

Sukup of Franklin offered the following amendment H-8507 filed by Sukup, et al., and moved its adoption:

H-8507

1 Amend Senate File 2371, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 6, by inserting after line 32 the
 4 following:
 5 "___ Any work project or improvement with an
 6 estimated cost of twenty-five thousand dollars or more
 7 shall be undertaken as a public contract as provided
 8 in section 18.6, subsection 9. Notwithstanding any
 9 contrary section of the Code, the contract letting
 10 authority shall designate a contracting officer and
 11 shall establish procedures to manage the contract,
 12 approve bills for payment, and review proposed charge
 13 orders or amendments to the contract."
 14 2. By renumbering as necessary.

Amendment H-8507 was adopted.

Huser of Polk asked and received unanimous consent to withdraw amendment H-8522 filed by her and Richardson of Warren on March 22, 2000.

Hahn of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2371)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogess	Bradley	Brauns	Brunkhorst

Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Dix,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Drees

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 683, 2172, 2321 and Senate File 2371.**

Senate File 228, a bill for an act authorizing school districts and nonpublic schools to perform certain criminal and abuse record checks, with report of committee recommending amendment and passage, was taken up for consideration.

Grundberg of Polk asked and received unanimous consent to withdraw amendment H-1365 filed by the committee on education on April 1, 1999.

Grundberg of Polk offered the following amendment H-8036 filed by the committee on education and moved its adoption:

H-8036

- 1 Amend Senate File 228, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 2, by inserting after the word
- 4 "Code" the following: "Supplement".
- 5 2. Page 1, by striking lines 4 through 6 and
- 6 inserting the following:
- 7 "NEW SUBPARAGRAPH. (16) To the superintendent, or
- 8 the superintendent's designee, of a school district or
- 9 to the authorities in charge of an accredited
- 10 nonpublic school for purposes of a volunteer or
- 11 employment record check."
- 12 3. Page 1, line 7, by inserting after the word
- 13 "Code" the following: "Supplement".
- 14 4. Page 1, by striking lines 9 through 11 and
- 15 inserting the following:
- 16 "NEW SUBPARAGRAPH. (8) To the superintendent, or
- 17 the superintendent's designee, of a school district or
- 18 to the authorities in charge of an accredited
- 19 nonpublic school for purposes of a volunteer or
- 20 employment record check."
- 21 5. Page 1, by striking lines 12 through 30.
- 22 6. Title page, line 2, by striking the words
- 23 "criminal and".
- 24 7. By renumbering as necessary.

The committee amendment H-8036 was adopted.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 228)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn

Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Dix,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Drees

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 2266, a bill for an act relating to the department of public defense by changing the number and qualifications of general officers in the Iowa national guard and increasing the membership of the emergency response commission and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Bradley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2266)

The ayes were, 100:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake

Drees	Eddie	Falck	Fallon
Foege	Ford	Frevort	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Dix, Presiding

The nays were, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 228 and 2266.**

Unfinished Business Calendar

House File 2432, a bill for an act concerning the administration of clerk of court offices, was taken up for consideration.

SENATE FILE 2212 SUBSTITUTED FOR HOUSE FILE 2432

Millage of Scott asked and received unanimous consent to substitute Senate File 2212 for House File 2432.

Senate File 2212, a bill for an act concerning the administration of clerk of court offices, was taken up for consideration.

Millage of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2212)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Dix,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Houser

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2432 WITHDRAWN

Millage of Scott asked and received unanimous consent to withdraw House File 2432 from further consideration by the House.

Regular Calendar

Senate File 2036, a bill for an act to repeal the upper Mississippi riverway compact, with report of committee recommending passage, was taken up for consideration.

Brauns of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2036)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Doderer
Dolecheck	Dotzler	Drake	Eddie
Falck	Fallon	Foege	Ford
Freyert	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Dix,			
Presiding			

The nays were, none.

Absent or not voting, 3:

Davis

Drees

May

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2036 and 2212.**

Senate File 2079, a bill for an act relating to the prohibition of shipping or importing into the state, or the offering for sale, selling, transporting, distributing, or possessing within the state, of cigarettes and tobacco products which were previously exported from or which are manufactured for use outside the United States, making penalties applicable, and providing an effective date, with report of committee recommending amendment and passage, was taken up for consideration.

Thomson of Linn offered amendment H-8302 filed by the committee on judiciary as follows:

H-8302

- 1 Amend Senate File 2079, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, by striking lines 5 through 7, and
- 4 inserting the following: "transport, or possess more
- 5 than forty cigarettes within this state, previously
- 6 sold for export from the United States or manufactured
- 7 for use outside the United States."
- 8 2. Title page, by striking lines 3 and 4 and
- 9 inserting the following: "distributing, or possessing
- 10 more than forty cigarettes within the state, which
- 11 were previously sold for export from or".

Larson of Linn offered the following amendment H-8515, to the committee amendment H-8302, filed by him and Kreiman of Davis and moved its adoption:

H-8515

- 1 Amend the amendment, H-8302, to Senate File 2079,
- 2 as amended, passed and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by inserting after line 2 the
- 5 following:

- 6 " ____ . Page 1, line 3, by inserting after the
7 figure "8." The following: "a."
8 2. Page 1, by inserting after line 7, the
9 following:
10 " ____ . Page 1, by inserting before line 8 the
11 following:
12 "b. In addition to any other remedy provided by
13 law, a person that sustains economic damages or
14 commercial injury as a result of a violation of this
15 subsection may bring an action for injunctive or other
16 equitable relief; actual damages if sustained as the
17 result of the violation; and, as determined by the
18 court, interest on damages from the date of the
19 complaint, taxable costs, and reasonable attorney
20 fees."
21 3. Page 1, by inserting after line 11 the
22 following:
23 " ____ . Title page, line 6, by inserting after the
24 word "applicable," the following: "providing for
25 civil remedies,""

A non-record roll call was requested.

The ayes were 39, nays 47.

Amendment H-8515 lost.

Shultz of Black Hawk offered amendment H-8517, to the committee amendment H-8302, filed by him as follows:

H-8517

- 1 Amend the amendment, H-8302, to Senate File 2079,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, by inserting after line 2 the
5 following:
6 " ____ . Page 1, by inserting before line 1 the
7 following:
8 "Section 1. Section 421B.4, Code 1999, is amended
9 to read as follows:
10 421B.4 COMBINATION SALES.
11 In all offers for sale or sales involving
12 cigarettes and any other item at a combined price, and
13 ~~in all offers for sale, or sales, involving the giving~~

14 ~~of any gift or concession of any kind whatsoever~~
 15 ~~(whether it be coupons or otherwise), the wholesaler's~~
 16 ~~or retailer's combined selling price shall not be~~
 17 ~~below the cost to the wholesaler or the cost to the~~
 18 ~~retailer, respectively, of the total of all articles,~~
 19 ~~products, commodities, gifts and concessions included~~
 20 ~~in such transactions: If any such articles, products,~~
 21 ~~commodities, gifts or concessions, shall not be~~
 22 ~~cigarettes, the basic cost thereof shall be determined~~
 23 ~~in like manner as provided in section 421B.2,~~
 24 ~~subsection 8."~~

25 2. Page 1, by inserting after line 7 the
 26 following:

27 " ___. Page 1, by inserting after line 7 the
 28 following:

29 "Sec. ___. Section 453A.39, Code 1999, is amended
 30 by striking the section and inserting in lieu thereof
 31 the following:

32 453A.39 TOBACCO PRODUCTS, CIGARETTES, GIFTS, AND
 33 PAYMENTS FOR DISPLAYING CIGARETTES – PROHIBITIONS.

34 1. Unless authorized under subsection 3, a
 35 manufacturer, distributor, wholesaler, retailer, or
 36 distributing agent or agent thereof shall not give
 37 away cigarettes or tobacco products at any time in
 38 connection with the manufacturer's, distributor's,
 39 wholesaler's, retailer's, or distributing agent's
 40 business or for promotion of the business or product.

41 2. Unless authorized by subsection 3, a
 42 manufacturer, distributor, wholesaler, retailer, or
 43 distributing agent shall not provide free articles,
 44 products, commodities, gifts, or concessions in an
 45 offer for sale or sale involving cigarettes or tobacco
 46 products.

47 3. The prohibitions in this section do not apply
 48 to transactions between manufacturers, distributors,
 49 or wholesalers."

50 ___. Title page, line 1 by inserting after the

Page 2

1 word "of" the following: "certain practices including
 2 the"."

3 3. Page 1, by inserting after line 11 the
 4 following:

5 " ___. Title page, line 5, by inserting after the
 6 word "states," the following: "and including the
 7 prohibition of the giving away of certain cigarettes
 8 and tobacco products,"."

Barry of Harrison rose on a point of order that amendment H-8517, to the committee amendment H-8302, was not germane.

The Speaker ruled the point well taken and amendment H-8517, not germane.

Shoultz of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-8517.

Objection was raised.

Shoultz of Black Hawk moved to suspend the rules to consider amendment H-8517.

Roll call was requested by Shoultz of Black Hawk and Schrader of Marion.

On the question "Shall the rules be suspended to consider amendment H-8517, to the committee amendment H-8302?" (S.F. 2079)

The ayes were, 56:

Arnold	Bell	Boal	Boddicker
Bukta	Cataldo	Chiodo	Cohoon
Connors	Davis	Doderer	Dotzler
Falck	Fallon	Foege	Ford
Frevert	Garman	Greimann	Hansen
Hoffman	Holveck	Huser	Jochum
Kettering	Kreiman	Kuhn	Larkin
Lord	Mascher	May	Mertz
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Raecker	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Warnstadt	Weigel
Welter	Whitead	Wise	Witt

The nays were, 42:

Alons	Barry	Baudler	Blodgett
Bogges	Bradley	Brauns	Carroll
Cormack	Dolecheck	Drake	Eddie
Gipp	Greiner	Grundberg	Hahn

Heaton	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Klemme	Larson	Martin
Metcalf	Millage	Nelson-Forbes	Rants
Rayhons	Shey	Siegrist, Spkr.	Sukup
Sunderbruch	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Dix,		
	Presiding		

Absent or not voting, 2:

Brunkhorst Drees

The motion to suspend the rules prevailed.

On motion by Shoultz of Black Hawk amendment H-8517 was adopted, placing amendment H-8509 filed by Shoultz of Black Hawk on March 22, 2000, out of order.

Kreiman of Davis called up for consideration the motion to reconsider the vote by which amendment H-8515, to the committee amendment H-8302, to Senate File 2079 filed by him from the floor failed to be adopted by the House.

The motion to reconsider lost.

On motion by Thomson of Linn, the committee amendment H-8302, as amended, was adopted.

Thomson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2079)

The ayes were, 99:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman

Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Dix, Presiding	

The nays were, none.

Absent or not voting, 1:

Hoffman

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 2303, a bill for an act relating to judicial administration by providing for benefits applicable to judicial branch employees, the allocation of magistrates, and the manner of making certain noncourt and administrative appointments, with report of committee recommending passage, was taken up for consideration.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8430 filed by him on March 21, 2000.

Jager of Black Hawk offered the following amendment H-8443 filed by him and Kreiman of Davis and moved its adoption:

H-8443

- 1 Amend Senate File 2303, as passed by the Senate, as
- 2 follows:
- 3 1. By striking page 1, line 1, through page 3,
- 4 line 30.
- 5 2. Page 10, by inserting after line 21 the
- 6 following:

7 "Sec. ____ LEGISLATIVE STUDY -- MENTAL HEALTH
 8 ADVOCATES. The legislative council of the Iowa
 9 general assembly is requested to establish a
 10 legislative interim study committee during the 2000
 11 interim to review issues related to the statutory
 12 requirements for appointing, and compensating, mental
 13 health advocates appointed pursuant to Code section
 14 229.19. The legislative interim study committee
 15 should issue a report to the general assembly by
 16 January 1, 2001, concerning its findings and any
 17 recommendations."
 18 3. Title page, line 4, by inserting after the
 19 word "appointments" the following: ", and requesting
 20 a legislative study".
 21 4. By renumbering as necessary.

Amendment H-8443 was adopted.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2303)

The ayes were, 95:

Alons	Arnold	Barry	Bell
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Fallon	Foege	Ford
Frevert	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Van Engelenhoven	Van Fossen

Warnstadt	Weidman	Weigel	Whitead
Wise	Witt	Dix,	
		Presiding	

The nays were, 2:

Heaton	Welter
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Absent or not voting, 3:

Baudler	Doderer	Tyrrell
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2079 and 2303.**

SENATE FILES PLACED ON THE UNFINISHED BUSINESS CALENDAR

Rants of Woodbury asked and received unanimous consent that the following Senate Files be placed on the unfinished business calendar:

Senate File 52	Senate File 2126
Senate File 174	Senate File 2142
Senate File 292	Senate File 2143
Senate File 301	Senate File 2145
Senate File 313	Senate File 2146
Senate File 419	Senate File 2213
Senate File 421	Senate File 2215
Senate File 441	Senate File 2220
Senate File 466	Senate File 2238
Senate File 2007	Senate File 2241
Senate File 2010	Senate File 2242
Senate File 2015	Senate File 2243
Senate File 2047	Senate File 2245
Senate File 2052	Senate File 2249
Senate File 2074	Senate File 2252
Senate File 2092	Senate File 2265
Senate File 2113	Senate File 2267

Senate File 2274	Senate File 2331
Senate File 2276	Senate File 2332
Senate File 2282	Senate File 2338
Senate File 2294	Senate File 2342
Senate File 2307	Senate File 2349
Senate File 2313	Senate File 2360
Senate File 2315	Senate File 2364
Senate File 2318	Senate File 2366
Senate File 2324	Senate File 2367
Senate File 2325	Senate File 2395
Senate File 2327	

INTRODUCTION OF BILLS

House Joint Resolution 2013, by committee on ways and means, a joint resolution nullifying amendments to administrative rules of the department of revenue and finance concerning the classification of condominiums for property tax purposes and providing an effective date.

Read first time and placed on the **ways and means calendar**.

House File 2552, by committee on appropriations, a bill for an act relating to and making appropriations to the justice system, making related statutory changes, and providing an effective date.

Read first time and placed on the **appropriations calendar**.

House File 2553, by committee on ways and means, a bill for an act relating to the designation, valuation, and taxation of property in a horizontal property regime and including an effective date.

Read first time and placed on the **ways and means calendar**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on March 23, 2000. Had I been present, I would have voted "aye" on Senate File 2411.

WEIGEL of Chickasaw

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\623 Alex Dunn, Sioux Central Community School – For being named to the Des Moines Register Class 1-A, 1st All-State Basketball Team.
- 2000\624 Brandon Kies, Newell-Fonda Community School – For being named to the Des Moines Register Class 1-A, 2nd All-State Basketball Team.
- 2000\625 Brandon Kies, Newell-Fonda Community School – For being named captain of the Class 1-A All-Tournament Team at the 2000 Boys' State Basketball Tournament.
- 2000\626 Newell-Fonda Community School, Newell-Fonda – For finishing 2nd at the 2000 Girls' State Basketball Tournament.
- 2000\627 Janelle Seagren, Newell-Fonda Community School – For being named to the Class 1-A All-Tournament Team at the 2000 Girls' State Basketball Tournament.
- 2000\628 Trish Miller, Newell-Fonda Community School – For being named to the Des Moines Register's Class 1-A All-State Basketball Team.
- 2000\629 Chad Dreckman, Storm Lake Community School – For being named to the Des Moines Register Class 3-A, 2nd All-State Basketball Team.
- 2000\630 Justin Meyer, Laurens-Marathon Community School – For being named to the Des Moines Register Class 1-A, 2nd All-State Basketball Team.
- 2000\631 Trish Miller, Newell-Fonda Community School – For being named to the Class 1-A All-Tournament Team at the 2000 Girls' State Basketball Tournament.
- 2000\632 Newell-Fonda Community School, Newell-Fonda – For winning the Class 1-A State Boys' Basketball Tournament.
- 2000\633 Jean V. Martin, Iowa City – For receiving the University of Iowa's Jean Jew Women's Rights Award.
- 2000\634 Det. Sgt. Mary Jo Lessmeier, Iowa City – For receiving the Distinguished Achievement Award.
- 2000\635 Eva Mae and James Sampson, Cambridge – For celebrating their 50th wedding anniversary.

- 2000\636 Lenora Sayre, Slater – For celebrating her 80th birthday.
- 2000\637 Madeline and Glen Church, Ames – For celebrating their 50th wedding anniversary.
- 2000\638 Raymond Davis, Dunkerton – For celebrating his 90th birthday.
- 2000\639 Katie Cubria, Drake University College of Pharmacy – For winning the National Patient Counseling Competition.
- 2000\640 Arlene and Clair Marnin, Stuart – For celebrating their 60th wedding anniversary.

SUBCOMMITTEE ASSIGNMENT

Senate File 2416

Appropriations: Horbach, Chair; Cormack and Mertz.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 774

Ways and Means: Teig, Chair; Doderer and Drake.

House Study Bill 775

Ways and Means: Larson, Chair; Jager and Weigel.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 776 Ways and Means

Providing for an income tax credit for contributions to certain non-profit organizations to be used for scholarships or tuition grants and including a retroactive applicability date provision.

H.S.B. 777 Appropriations

Relating to and making appropriations to the justice system, making related statutory changes, and providing an effective date.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports

that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2141, a bill for an act creating a merchant marine bonus fund and making an appropriation.

Fiscal Note is not required.

Recommended **Do Pass** March 22, 2000.

Committee Bill, relating to and making appropriations to the judicial branch and making related statutory changes.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 22, 2000.

Committee Bill (Formerly House Study Bill 773), relating to and making appropriations to the justice system, making related statutory changes, and providing an effective date.

Fiscal Note is not required.

Committee Action: **Failed to Pass** March 23, 2000.

Committee Bill (Formerly House Study Bill 777), relating to and making appropriations to the justice system, making related statutory changes, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 23, 2000.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 2221), relating to tax credits available to eligible housing businesses which build or rehabilitate housing in designated enterprise zones and including an effective and retroactive applicability date provision.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 22, 2000.

Committee Bill (Formerly House Study Bill 588), relating to the Iowa educational savings plan trust and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 22, 2000.

Committee Bill (Formerly House Study Bill 751), relating to the designation, valuation, and taxation of property in a horizontal property regime and including an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 23, 2000.

Committee Bill (Formerly House Study Bill 752), nullifying amendments to administrative rules of the department of revenue and finance concerning the classification of condominiums for property tax purposes and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 23, 2000.

RESOLUTION FILED

HCR 116, by Barry, Houser, Drake, Whitead, Warnstadt, Boggess, Klemme, Holmes, Jenkins and Hansen, a concurrent resolution urging the Governor to appoint a commission to develop design proposals for Iowa's participation in the United States Mint's 50 state quarters program and to direct the commission to develop designs incorporating the Loess Hills as a symbol for the state.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8531	H.F.	2548	Chiodo of Polk
H—8532	H.F.	2530	Doderer of Johnson
H—8533	H.F.	2530	Doderer of Johnson
H—8534	S.F.	2348	Warnstadt of Woodbury
H—8535	H.F.	2530	Shoultz of Black Hawk
H—8536	S.F.	2267	Mascher of Johnson
H—8537	S.F.	419	Thomas of Clayton Greiner of Washington
H—8538	S.F.	2245	Raecker of Polk
H—8539	H.F.	2510	Senate Amendment
H—8541	H.F.	2548	Shoultz of Black Hawk

H—8542	H.F.	620	Blodgett of Cerro Gordo
H—8543	H.F.	2530	Wise of Lee
H—8544	H.F.	2530	Holmes of Scott
H—8545	H.F.	2530	Chiodo of Polk
H—8546	H.F.	2530	Chiodo of Polk

On motion by Rants of Woodbury the House adjourned at 3:50 p.m., until 9:00 a.m., Friday, March 24, 2000.

JOURNAL OF THE HOUSE

Seventy-fifth Calendar Day - Fiftieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 24, 2000

The House met pursuant to adjournment at 9:20 a.m., Heaton of Henry in the chair.

Prayer was offered by Becky Lorenz, executive secretary to the Speaker of the House.

The Journal of Thursday, March 23, 2000 was approved.

INTRODUCTION OF BILL

House File 2554, by committee on appropriations, a bill for an act relating to and making appropriations to the judicial branch.

Read first time and placed on the **appropriations calendar**.

On motion by Hansen of Pottawattamie the House adjourned at 9:25 a.m., until 10:00 a.m., Monday, March 27, 2000.

JOURNAL OF THE HOUSE

Seventy-eighth Calendar Day - Fifty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 27, 2000

The House met pursuant to adjournment at 10:08 a.m., Speaker Siegrist in the chair.

Prayer was offered by Father John Hemann, pastor of St. Wenceslaus Catholic and St. Boniface Catholic Church, Duncan and Garner.

The Journal of Friday, March 24, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Alice Smith in honor of Womens History Month. She is the granddaughter of the Honorable Rebecca Reynolds state representative from Van Buren County in honor of Representative Reynolds grandmother who was involved with the woman's suffrage movement.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Lord of Dallas, for March 27 and 28, 2000, on request of Rants of Woodbury; Mundie of Webster, until his arrival, on request of Weigel of Chickasaw.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 23, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2512, a bill for an act relating to certain violations attributed to motor vehicles rented from motor vehicle rental companies.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS

Ways and Means Calendar

House File 2548, a bill for an act relating to the administration of the tax and related laws by the department of revenue and finance, including administration of state individual income, corporate income, sales and use, hotel and motel, real estate transfer, environmental protection charge on petroleum diminution, property, motor fuel, special fuel, cigarette and tobacco products, and inheritance taxes, treatment of motor fuel under the local option taxes, and authorizing tax agreements with Indian tribes, and including effective and retroactive applicability date provisions, was taken up for consideration.

Huser of Polk asked and received unanimous consent that amendment H-8531 be deferred.

Shoultz of Black Hawk asked and received unanimous consent that amendment H-8541 be deferred.

Chiodo of Polk offered amendment H-8531, previously deferred, filed by him as follows:

H-8531

- 1 Amend House File 2548 as follows:
- 2 1. Page 3, by inserting after line 31 the
- 3 following:
- 4 "Sec. ____ Section 421B.4, Code 1999, is amended
- 5 to read as follows:
- 6 421B.4 COMBINATION SALES.
- 7 In all offers for sale or sales involving
- 8 cigarettes and any other item at a combined price, and
- 9 ~~in all offers for sale, or sales, involving the giving~~
- 10 ~~of any gift or concession of any kind whatsoever~~
- 11 ~~(whether it be coupons or otherwise), the wholesaler's~~
- 12 ~~or retailer's combined selling price shall not be~~
- 13 ~~below the cost to the wholesaler or the cost to the~~
- 14 ~~retailer, respectively, of the total of all articles,~~
- 15 ~~products, commodities, gifts and concessions included~~
- 16 ~~in such transactions: If any such articles, products,~~
- 17 ~~commodities, gifts or concessions, shall not be~~
- 18 ~~cigarettes, the basic cost thereof shall be determined~~
- 19 ~~in like manner as provided in section 421B.2,~~
- 20 ~~subsection 8."~~
- 21 2. Page 19, by inserting after line 25 the

22 following:

23 "Sec. ____ Section 453A.39, Code 1999, is amended
24 by striking the section and inserting in lieu thereof
25 the following:

26 453A.39 TOBACCO PRODUCTS, CIGARETTES, GIFTS, AND
27 PAYMENTS FOR DISPLAYING CIGARETTES - PROHIBITIONS.

28 1. Unless authorized under subsection 3, a
29 manufacturer, distributor, wholesaler, retailer, or
30 distributing agent or agent thereof shall not give
31 away cigarettes or tobacco products at any time in
32 connection with the manufacturer's, distributor's,
33 wholesaler's, retailer's, or distributing agent's
34 business or for promotion of the business or product.

35 2. Unless authorized under subsection 3, a
36 manufacturer, distributor, wholesaler, retailer, or
37 distributing agent shall not provide free articles,
38 products, commodities, gifts, or concessions in an
39 offer for sale or sale involving cigarettes or tobacco
40 products.

41 3. The prohibitions in this section do not apply
42 to transactions between manufacturers, distributors,
43 or wholesalers."

Chiodo of Polk rose on a point of order that amendment H-8531 was not germane.

The Speaker ruled the point well taken and amendment H-8531 not germane.

Chiodo of Polk moved to suspend the rules to consider amendment H-8531.

Roll call was requested by Schrader of Marion and Chiodo of Polk.

On the question "Shall the rules be suspended to consider amendment H-8531?" (H.F. 2548)

The ayes were, 45:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Foege	Ford
Frevert	Garman	Greimann	Grundberg
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Raecker	Reynolds
Richardson	Scherrman	Schrader	Shoultz

Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 50:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Gipp	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Huseman	Jacobs
Jenkins	Johnson	Kettering	Klemme
Larson	Martin	Metcalf	Millage
Nelson-Forbes	Rants	Rayhons	Shey
Sukup	Sunderbruch	Teig	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Weidman
Welter	Mr. Speaker		
	Siegrist		

Absent or not voting, 5:

Fallon	Houser	Jager	Lord
Mundie			

The motion to suspend the rules lost.

Horbach of Tama asked and received unanimous consent to withdraw amendment H-8548 filed by him from the floor.

Shoultz of Black Hawk offered the following amendment H-8541 filed by him and moved its adoption:

H-8541

- 1 Amend House File 2548 as follows:
- 2 1. Page 19, by striking lines 5 through 17.
- 3 2. By striking page 19, line 26 through page 22,
- 4 line 15.
- 5 3. Page 22, by striking lines 26 through 28.

Amendment H-8541 lost.

Sukup of Franklin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2548)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foege	Ford	Fevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jenkins	Jochum
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Fallon	Houser	Jager	Johnson
Lord			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SPECIAL PRESENTATION

Richardson of Warren introduced to the House Dr. Lucas Wiithrich and his wife Friederike from Regensdort Ct. Zurich, Switzerland.

Unfinished Business Calendar

Senate File 2215, a bill for an act striking a mandatory leave of absence for a civil service officer or employee, or a deputy sheriff who is a candidate for partisan public office, and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Jacobs of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2215)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Eddie	Falck	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Holmes	Holveck
Horbach	Huseman	Huser	Jacobs
Jenkins	Jochum	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 7:

Drees	Fallon	Hoffman	Houser
Jager	Johnson	Lord	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2548** and **Senate File 2215**.

On motion by Rants of Woodbury, the House was recessed at 11:40 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:08 p.m., Speaker Siegrist in the chair.

ADOPTION OF HOUSE RESOLUTION 115

Rants of Woodbury asked and received unanimous consent for the immediate consideration of House Resolution 115, a resolution honoring bass-baritone singer Simon Estes.

Speaker Siegrist moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION

Mr. Simon Estes, a world renown bass-baritone singer born in Centerville, Iowa spoke briefly and performed before the House. He was accompanied by Barbara Cortiesio a former classmate and his high school accompanist. Both are friends of Susan Bruckshaw, clerk for Representative Hansen of Pottawattamie.

The House rose and expressed its appreciation.

Representative Arnold of Lucas and Representative Kreiman of Davis presented the resolution to Mr. Estes.

ADOPTION OF HOUSE RESOLUTION 114

Nelson-Forbes of Marshall called up for consideration House Resolution 114, a resolution honoring Iowa Valley Community College District, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS
Unfinished Business Calendar

House File 2453, a bill for an act relating to the loess hills development and conservation authority by creating a hungry canyons alliance, providing membership guidelines for the board of directors of the conservation authority and loess hills alliance, and providing for the assistance of state agencies, was taken up for consideration.

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8224 filed by him on March 7, 2000.

Witt of Black Hawk asked and received unanimous consent to withdraw amendment H-8201 and amendment H-8200 filed by him on March 7, 2000.

Barry of Harrison offered the following amendment H-8480 filed by Houser of Pottawattamie and moved its adoption:

H-8480

- 1 Amend House File 2453 as follows:
- 2 1. Page 1, by striking lines 11 through 33.
- 3 2. Title page, line 2, by striking the word
- 4 "alliance," and inserting the following: "and".
- 5 3. Title page, by striking lines 4 and 5 and
- 6 inserting the following: "conservation authority and
- 7 loess hills alliance."

Amendment H-8480 was adopted.

SENATE FILE 2348 SUBSTITUTED FOR HOUSE FILE 2453

Barry of Harrison asked and received unanimous consent to substitute Senate File 2348 for House File 2453.

Senate File 2348, a bill for an act relating to the loess hills development and conservation authority by creating a hungry canyons alliance and providing membership guidelines for board of directors of the conservation authority and loess hills alliance, was taken up for consideration.

Fallon of Polk offered amendment H-8465 filed by him and requested division as follows:

H-8465

1 Amend Senate File 2348, as passed by the Senate, as
2 follows:

H-8465A

3 1. Page 1, line 8, by inserting after the word
4 "authority," the following: "The membership of the
5 board shall include a person who is not an elected or
6 appointed public official."

H-8465B

7 2. Page 1, by inserting after line 10 the
8 following:
9 "Sec. ____ Section 161D.1, Code Supplement 1999,
10 is amended by adding the following new subsection:
11 NEW SUBSECTION. 5. If it is economically
12 feasible, a public agency or a recipient of a public
13 grant or contract shall use alternative materials for
14 fill dirt for a public project in lieu of the use of
15 loess soils."

H-8465A

16 3. Page 1, line 16, by inserting after the words
17 "land form." the following: "The voting members of
18 the board of directors shall also include a person who
19 is not an elected or appointed public official."

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8465A.

The House stood at ease at 1:37 p.m., until the fall of the gavel. (Amendment H-8465B pending)

The House resumed session and consideration of amendment H-8465B, pending, at 3:32 p.m., Speaker Siegrist in the chair.

Fallon of Polk offered the following amendment H-8528, to amendment H-8465B, filed by him and moved its adoption:

H-8528

- 1 Amend the amendment, H-8465, to Senate File 2348,
- 2 as passed by the Senate, as follows:
- 3 1. Page 1, line 15, by inserting after the word
- 4 "soils" the following: "from the loess hills".

Amendment H-8528 was adopted.

On motion by Fallon of Polk amendment H-8465B, as amended, was adopted.

Barry of Harrison offered the following amendment H-8481 filed by Houser of Pottawattamie and moved its adoption:

H-8481

- 1 Amend Senate File 2348, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by inserting after line 10 the
- 4 following:
- 5 "Sec. __. Section 161D.1, Code Supplement 1999,
- 6 is amended by adding the following new subsection:
- 7 NEW SUBSECTION. 5. a. Upon request, a principal
- 8 department listed in section 7E.5 or other state
- 9 agency shall cooperate with and assist the loess hills
- 10 development and conservation authority, the hungry
- 11 canyons alliance, or the loess hills alliance in
- 12 carrying out their respective studies, planning, and
- 13 programs as authorized under this chapter. The
- 14 cooperation and assistance requested shall only be
- 15 provided subject to staff and budgetary limitations of
- 16 an assisting state department or agency and shall not
- 17 be provided if such provision would adversely affect
- 18 an assisting state department or agency in its
- 19 administration of its own principal duties and
- 20 programs.
- 21 b. If a principal department or state agency
- 22 initiates a project or awards a grant or contract to
- 23 another party which may affect the work plans of the
- 24 hungry canyons alliance or the loess hills alliance,
- 25 the department or agency shall notify the authority or
- 26 the affected alliance of the project. If an adverse
- 27 effect on the work plans of either alliance is
- 28 expected, the department or agency shall confer with
- 29 the affected alliance for the purposes of resolving or

30 mitigating the potential adverse effects."

31 2. Title page, line 2, by striking the words

32 "alliance and" and inserting the following:

33 "alliance."

34 3. Title page, line 4, by inserting after the

35 word "alliance" the following: ", and providing for

36 the assistance of state agencies".

Amendment H-8481 was adopted.

Warnstadt of Woodbury offered amendment H-8493 filed by him as follows:

H-8493

1 Amend Senate File 2348, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting after line 10 the
4 following:

5 "Sec. ____ Section 161D.2, Code Supplement 1999,
6 is amended to read as follows:

7 161D.2 LOESS HILLS DEVELOPMENT AND CONSERVATION
8 FUND.

9 A loess hills development and conservation fund is
10 created in the state treasury. The fund shall include
11 a hungry canyons account, a Missouri river
12 preservation and land use alliance account and a loess
13 hills alliance account which shall be administered by
14 the loess hills development and conservation
15 authority. The proceeds of the respective accounts
16 shall be used for the purposes specified in section
17 161D.1 or 161D.6 as applicable. The loess hills
18 development and conservation authority may accept
19 gifts, bequests, other moneys including, but not
20 limited to, state or federal moneys, and in-kind
21 contributions for deposit in the fund. The gifts,
22 grants, bequests from public and private sources,
23 state and federal moneys, and other moneys received by
24 the authority shall be deposited in the respective
25 accounts and any interest earned shall be credited to
26 the respective accounts to be used for the purposes
27 specified in section 161D.1 or 161D.6 as applicable.
28 Notwithstanding section 8.33, any unexpended or
29 unencumbered moneys remaining in the fund at the end
30 of the fiscal year shall not revert to the general
31 fund of the state, but the moneys shall remain
32 available for expenditure by the authority in
33 succeeding fiscal years."

34 2. Page 1, by inserting after line 16 the
35 following:

36 "Sec. ____ NEW SECTION. 161D.9 LEGISLATIVE

37 FINDINGS.

38 The general assembly finds that the Missouri river
39 is an important natural resource to the state of Iowa
40 and that the creation of comprehensive plans which
41 lead to the purchase, development, and preservation of
42 land adjacent to the Missouri river will provide
43 recreational and economic benefits to the state and to
44 the counties and cities which border on the river.
45 The general assembly further finds that current
46 planning and purchase efforts relating to development
47 of Missouri riverfront property have fallen short of
48 the goal of developing a comprehensive plan for the
49 recreational development of the Missouri river and
50 that the creation of an alliance which has the mission

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1 of engaging in these efforts will have a greater
2 likelihood of reaching the desired goal.
3 Sec. ___, NEW SECTION. 161D.10 MISSOURI RIVER
4 PRESERVATION AND LAND USE AUTHORITY CREATED -- DUTIES.
5 1. A Missouri river preservation and land use
6 alliance is created to engage in comprehensive
7 planning for and the development and implementation of
8 strategies designed to preserve and restore the
9 natural beauty of the land adjacent to and the water
10 of the Missouri river through state land acquisition.
11 The Missouri river preservation and land use alliance
12 shall be governed by a board of directors and shall
13 carry out its responsibilities under the general
14 direction of the loess hills development and
15 conservation authority. Planning and implementation
16 activities shall be coordinated with plans and
17 implementation activities of the department of natural
18 resources for lands owned or acquired by the
19 department. The alliance shall be composed of a
20 representative from each of the county conservation
21 boards of the counties which border on the Missouri
22 river, an elected official selected by the county
23 board of supervisors of each of the counties which
24 border on the Missouri river, six at-large public
25 members, and four ex officio members. The board of
26 supervisors of the counties which border on the
27 Missouri river shall each appoint one of the at-large
28 public members, who shall possess a demonstrated
29 interest in or knowledge about natural resource
30 conservation and protection and one of whom shall also
31 be actively engaged in the business of farming.
32 Interest or knowledge of an at-large member may be
33 demonstrated by membership in an association or other
34 organization which is involved in conservation,
35 environmental protection, or related activities. The

36 ex officio members of the alliance shall be composed
37 of a representative from the natural resource
38 commission of the department of natural resources, a
39 representative from the state department of
40 transportation, a representative from the department
41 of cultural affairs, and a representative from the
42 office of attorney general. Members of the authority
43 shall serve two-year terms. Members who are also
44 members of a county conservation board or board of
45 supervisors shall be reimbursed only for actual
46 expenses incurred while performing duties of the
47 authority. At-large members shall be reimbursed for
48 actual expenses and shall receive a per diem as
49 specified in section 7E.6 for their performance of
50 duties for the authority.

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1 2. The mission of the Missouri river preservation
2 and land use alliance is to research, develop
3 comprehensive plans, and implement strategies which
4 emphasize the creation of multipurpose recreational
5 areas that foster and accent the natural
6 characteristics of the Missouri river and which
7 provide for environmentally sound land and water use
8 practices for land adjacent to the Missouri river; to
9 designate and prioritize for purchase parcels of land
10 which are located in areas critical for the
11 environmental health of the Missouri river waterway;
12 to develop plans for and to acquire parcels of land to
13 establish a public greenbelt along the banks of the
14 Missouri river; to develop plans for public
15 recreational use of lands adjacent to the Missouri
16 river, including but not limited to a public bicycle
17 trail; and to cooperate with county and city
18 authorities, and federal and state authorities in
19 order to fulfill the mission of the Missouri river
20 preservation and land use alliance.

21 3. The Missouri river preservation and land use
22 alliance shall develop plans and proposals and conduct
23 public hearings relating to the conservation,
24 preservation, and acquisition of land adjacent to the
25 Missouri river. In developing plans and proposals the
26 alliance shall consult with any person or organization
27 which has interests that would be affected by the
28 acquisition and development of Missouri river property
29 in accordance with the mission of the alliance,
30 including but not limited to utility companies,
31 municipalities, agricultural organizations, the corps
32 of engineers, rural water districts, soil and water
33 conservation districts, private water suppliers,
34 business and industry organizations, drainage and

35 levee district associations, benefited recreational
36 lake districts, and any soil conservation
37 organizations. The alliance shall include a copy of
38 any plans and proposals and shall document the results
39 and findings of any hearings in a report or series of
40 reports. The alliance shall submit an annual report,
41 including progress on its ten-year plan and strategies
42 for the attainment of the goals of this section, to
43 the general assembly by the first day of each regular
44 legislative session.

45 4. The Missouri river preservation and land use
46 alliance shall administer the Missouri river
47 preservation and land use account, under section
48 161D.2, and shall deposit and expend moneys in the
49 fund for the development of plans for, development of,
50 and purchase of lands adjacent to the Missouri river

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1 and for annual payment of property taxes on any land
2 purchased. The county treasurer shall certify the
3 amount of taxes due to the alliance. The assessed
4 value of the property held by the authority shall be
5 that value determined under section 427.1, subsection
6 18, and the alliance may protest the assessed value in
7 the manner provided by law for any property owner to
8 protest an assessment. For purposes of chapter 257,
9 the assessed value of any property which was acquired
10 by the alliance shall be included in the valuation
11 base of the school district and the payments made by
12 the alliance shall be considered as property tax
13 revenues and not as miscellaneous income. The
14 expenditure of funds may include, but is not limited
15 to, use of moneys from the Missouri river preservation
16 and land use account to match funds from state,
17 federal, and private resources.

18 5. The title to all property purchased by the
19 Missouri river preservation and land use alliance
20 shall be taken in the name of the state, but no land
21 shall be acquired through condemnation proceedings and
22 all purchases shall be from willing sellers. The
23 alliance may transfer jurisdiction over any lands the
24 alliance acquires to the department of natural
25 resources, or may enter into agreements with the
26 department or the appropriate county conservation
27 board, for the management of the lands. All lands
28 purchased shall be for public use, and not for private
29 commercial purposes, but the alliance may permit the
30 expenditure of private funds for the improvement of
31 land or water adjacent to or purchased by the
32 alliance. All surveys and plats of lands purchased by
33 the alliance shall be filed in the manner provided in

34 section 461A.22. Land purchased by the alliance shall
 35 be managed and policed in the manner provided under
 36 agreements between the alliance and the agency
 37 responsible for management of the property, except
 38 that, subject to the restrictions contained in chapter
 39 455B, the alliance shall not be required to obtain the
 40 prior permission of the natural resource commission
 41 when using private funds to establish land or water
 42 recreational areas, and any property purchased by the
 43 alliance shall not be sold without the prior
 44 notification and consent of the alliance.

45 Sec. __. TRANSITION.

46 1. The members of the Missouri river preservation
 47 and land use authority which is abolished by this Act,
 48 serving unexpired terms on June 30, 2000, may continue
 49 to serve their unexpired terms as members of the
 50 Missouri river preservation and land use alliance.

Page 5

1 Any action taken or agreement entered into by the
 2 Missouri river preservation and land use authority
 3 before July 1, 2000, shall remain in effect until
 4 amended or rescinded by action of the Missouri river
 5 preservation and land use alliance or the loess hills
 6 development and conservation authority as provided in
 7 this Act or as otherwise provided in an agreement.

8 2. Any moneys remaining in the Missouri river
 9 preservation and land use fund on June 30, 2000, are
 10 transferred to the Missouri river preservation and
 11 land use account of the loess hills development and
 12 conservation fund on July 1, 2000.

13 Sec. __. Chapter 463B, Code 1999, is repealed."

Warnstadt of Woodbury offered the following amendment H-8534,
 to amendment H-8493, filed by him and moved its adoption:

H-8534

1 Amend the amendment, H-8493, to Senate File 2348,
 2 as passed by the Senate, as follows:

3 1. By striking page 1, line 3 through page 5,
 4 line 13, and inserting the following:

5 " __. Page 1, by inserting after line 16 the
 6 following:

7 "Sec. __. STUDY AND REPORT. The loess hills
 8 development and conservation authority shall study the
 9 feasibility of incorporating the powers and duties of
 10 the Missouri river preservation and land use authority
 11 established under chapter 463B within the loess hills
 12 development and conservation authority. The loess

13 hills development and conservation authority shall
14 report its findings and recommendations to the general
15 assembly pursuant to section 7A.11 not later than
16 January 1, 2001."

Amendment H-8534 was adopted.

On motion by Warnstadt of Woodbury amendment H-8493, as amended, was adopted.

Barry of Harrison asked and received unanimous consent to reconsider the vote by which amendment H-8481 was adopted.

Barry of Harrison asked and received unanimous consent to withdraw amendment H-8481 filed by Houser of Pottawattamie on March 22, 2000.

Barry of Harrison offered amendment H-8511 filed by Houser of Pottawattamie, et al., as follows:

H-8511

1 Amend Senate File 2348, as passed by the Senate, as
2 follows:
3 1. Page 1, by inserting after line 10 the
4 following:
5 "Sec. __. Section 161D.1, Code Supplement 1999,
6 is amended by adding the following new subsection:
7 NEW SUBSECTION. 5. a. In matters relating to the
8 loess hills, state agencies shall cooperate with the
9 loess hills development and conservation authority,
10 the hungry canyons alliance, or the loess hills
11 alliance in carrying out their respective studies,
12 planning, and programs as authorized under this
13 chapter. The cooperation and assistance requested
14 shall only be provided subject to staff and budgetary
15 limitations of an assisting state agency and shall not
16 be provided if such provision would adversely affect
17 an assisting state agency in its administration of its
18 own principal duties and programs.
19 b. If a state agency initiates a project or awards
20 a grant or contract to another party which may affect
21 the work plans of the hungry canyons alliance or the
22 loess hills alliance, the state agency shall notify
23 the authority or the affected alliance of the project.
24 If an adverse effect on the work plans of either
25 alliance is expected, the state agency shall confer
26 with the affected alliance for the purposes of

- 27 resolving or mitigating the potential adverse
28 effects."
29 2. Title page, line 2, by striking the words
30 "alliance and" and inserting the following:
31 "alliance,".
32 3. Title page, line 4, by inserting after the
33 word "alliance" the following: ", and providing for
34 the assistance of state agencies".

Witt of Black Hawk offered the following amendment H-8514, to amendment H-8511, filed by him and moved its adoption:

H-8514

- 1 Amend the amendment, H-8511, to Senate File 2348,
2 as passed by the Senate, as follows:
3 1. Page 1, line 7, by striking the letter and
4 word "a. In" and inserting the following: "In".
5 2. Page 1, by striking lines 19 through 28.

Amendment H-8514 lost.

Witt of Black Hawk offered the following amendment H-8513, to amendment H-8511, filed by him and moved its adoption:

H-8513

- 1 Amend the amendment, H-8511, to Senate File 2348,
2 as passed by the Senate, as follows:
3 1. Page 1, line 22, by striking the word "shall"
4 and inserting the following: "may".
5 2. Page 1, line 25, by striking the word "shall"
6 and inserting the following: "may".

Amendment H-8513 was adopted.

Huser of Polk asked and received unanimous consent to withdraw amendment H-8562, to amendment H-8511, filed by her from the floor.

On motion by Witt of Black Hawk amendment H-8511, as amended, was adopted.

Barry of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2348)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Blodgett	Houser	Lord
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2453 WITHDRAWN

Barry of Harrison asked and received unanimous consent to withdraw House File 2453 from further consideration by the House.

House File 2478, a bill for an act relating to the vacation of roads and road rights-of-way, was taken up for consideration.

SENATE FILE 2194 SUBSTITUTED FOR HOUSE FILE 2478

Rayhons of Hancock asked and received unanimous consent to substitute Senate File 2194 for House File 2478.

Senate File 2194, a bill for an act relating to the vacation of roads and road rights-of-way, was taken up for consideration.

Parmenter of Story offered amendment H-8559 filed by him from the floor as follows:

H-8559

- 1 Amend Senate File 2194, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 16, by inserting after the words
- 4 "of a" the following: "part of a".

The following amendment H-8566, to amendment H-8559, filed by Garman of Story, from the floor, was adopted by unanimous consent:

H-8566

- 1 Amend the amendment H-8559, to Senate File 2194
- 2 as follows:
- 3 1. Page 1, by striking lines 3 through 4, and
- 4 inserting the following:
- 5 "___ Page 1, line 16, by striking the words "of a"
- 6 and inserting the following: "part of a".

On motion by Parmenter of Story amendment H-8559, as amended, was adopted.

Rayhons of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2194)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohon	Connors	Cormack	Davis

Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Holmes Houser Lord

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2478 WITHDRAWN

Rayhons of Hancock asked and received unanimous consent to withdraw House File 2478 from further consideration by the House.

House File 2479, a bill for an act relating to the use of blue lights on authorized emergency vehicles, was taken up for consideration.

SENATE FILE 2156 SUBSTITUTED FOR HOUSE FILE 2479

Welter of Jones asked and received unanimous consent to substitute Senate File 2156 for House File 2479.

Senate File 2156, a bill for an act relating to the use of blue lights on authorized emergency vehicles, was taken up for consideration.

Welter of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2156)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Brauns	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, none.

Absent or not voting, 4:

Bradley	Dix	Houser	Lord
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2479 WITHDRAWN

Welter of Jones asked and received unanimous consent to withdraw House File 2479 from further consideration by the House.

Senate File 2315, a bill for an act relating to the motor vehicle lemon law, making an administrative fine applicable, and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Brauns of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2315)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Frevert
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, none.

Absent or not voting, 2:

Houser Lord

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2156, 2194, 2315, and 2348.**

SENATE AMENDMENT CONSIDERED

Blodgett of Cerro Gordo called up for consideration **House File 620**, a bill for an act relating to persons with disabilities by providing for the use of wheelchair parking cones, providing for persons with disabilities registration plates for trailers, and providing for penalties, amended by the Senate amendment H-8412 as follows:

H-8412

- 1 Amend House File 620 as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, line 1, by inserting after the word
- 4 "Code" the following: "Supplement".
- 5 2. Page 2, line 35, by inserting after the word
- 6 "wheelchair" the following: "due to a disability that
- 7 renders the person permanently unable to walk.".
- 8 3. Page 3, by inserting after line 17, the
- 9 following:
- 10 "e. The person carries in the motor vehicle a copy
- 11 of the statement from a physician, physician's
- 12 assistant, advanced registered nurse practitioner, or
- 13 chiropractor which accompanied the person's
- 14 application for persons with disabilities registration
- 15 plates under section 321.34 or other persons with
- 16 disabilities parking permit under section 321L.2 and
- 17 which indicates the person is permanently unable to
- 18 walk. The person shall show the copy of the statement
- 19 to any peace officer upon request."
- 20 4. Page 4, line 35, by inserting after the word
- 21 "Code" the following: "Supplement".
- 22 5. Page 5, by inserting after line 22, the
- 23 following:
- 24 "Sec. ____ **VALIDITY OF EXISTING PLACARDS.**
- 25 Notwithstanding the amendment to section 321L.2,
- 26 subsection 3, paragraph "b", subparagraph (1), by this
- 27 Act, a person with disabilities windshield placard
- 28 issued prior to July 1, 2000, may be used until it
- 29 otherwise becomes invalid."
- 30 6. By renumbering, relettering, or redesignating
- 31 and correcting internal references as necessary.

Blodgett of Cerro Gordo asked and received unanimous consent to withdraw amendment H-8542, to the Senate amendment H-8412, filed by him on March 23, 2000.

On motion by Blodgett of Cerro Gordo the House concurred in the Senate amendment H-8412.

Blodgett of Cerro Gordo moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 620)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Hoffman	Holmes	Holveck
Horbach	Huseman	Huser	Jacobs
Jager	Jenkins	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, 3:

Doderer	Heaton	Jochum
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Absent or not voting, 4:

Dix Houser Lord Teig

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2254, a bill for an act relating to actions on certain older claims to real estate.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2422, a bill for an act relating to funding of the local housing assistance program and providing an effective date.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2435, a bill for an act repealing a provision authorizing the raising of an additional enrichment amount to fund asbestos removal projects.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2438, a bill for an act extending a partial suspension of permitting requirements of facilities that deal with hazardous waste.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2494, a bill for an act providing for the application of compost material to land for use for the production of organic agricultural products.

Also: That the Senate has on March 27, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2314, a bill for an act relating to communicable and infectious diseases and providing penalties.

MICHAEL E. MARSHALL, Secretary

MOTIONS TO RECONSIDER
(House File 620)

I move to reconsider the vote by which House File 620 passed the House on March 27, 2000.

CHIODO of Polk

I move to reconsider the vote by which House File 620 passed the House on March 27, 2000.

WITT of Black Hawk

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Monday, March 27, 2000. Had I been present, I would have voted "aye" on House File 2548 and Senate File 2215.

JAGER of Black Hawk

I was necessarily absent from the House chamber on March 27, 2000. Had I been present, I would have voted "aye" on House File 2548 and Senate File 2215.

JOHNSON of Osceola

I was necessarily absent from the House chamber on Thursday, March 23, 2000. Had I been present, I would have voted "aye" on Senate File 2303.

TYRRELL of Iowa

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the

Governor for his approval on this 27th day of March, 2000: House Files 2099, 2169, 2173, 2179 and 2220.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Seven V.I.C.A. students from Iowa Juvenile Home, Toledo, accompanied by Diane Klenk and Jody Havens. By Horbach of Tama.

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

COLLEGE STUDENT AID COMMISSION

The 1998-1999 Annual Report, pursuant to Chapter 7A.4, Code of Iowa.

DEPARTMENT OF PUBLIC SAFETY

The 1998 Iowa Uniform Crime Report, pursuant to Chapter 749B, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\641 Harry Lee, Ottumwa – For celebrating his 89th birthday.
- 2000\642 Ernestine and Marlin Heckart, Ottumwa – For celebrating their 60th wedding anniversary.
- 2000\643 Winnie Fitzgerald, Corning – For celebrating her 90th birthday.
- 2000\644 Mildred Waltz, Stuart – For celebrating her 90th birthday.

- 2000\645 Jean and George Davis, Fairfield – For celebrating their 50th wedding anniversary.
- 2000\646 Lila Wall, Stuart – For celebrating her 95th birthday.
- 2000\647 Lorraine Ruth, Greenfield – For celebrating her 85th birthday.
- 2000\648 Francis and Virginia Wagner, Stuart – For celebrating their 60th wedding anniversary.
- 2000\649 Iris and Robert Dohse, Clayton – For celebrating their 50th wedding anniversary.
- 2000\650 Ivanell and Clarence Woods, Elkader – For celebrating their 60th wedding anniversary.
- 2000\651 Helen Zurbriggen, Elgin – For celebrating her 80th birthday.
- 2000\652 Ruth Boney, Lake View – For celebrating her 82nd birthday.
- 2000\653 Arlene Hunter, Lake View – For celebrating her 94th birthday.
- 2000\654 Rona Brandt, Holstein – For celebrating her 80th birthday.
- 2000\655 Jean and George Blass, Early – For celebrating their 50th wedding anniversary.
- 2000\656 Ruth Ann McDonough, Early – For celebrating her 80th birthday.
- 2000\657 Albert Burrow, Anthon – For celebrating his 80th birthday.
- 2000\658 Olive Bardole, Lytton – For celebrating her 90th birthday.
- 2000\659 Hulda Oltrogge, Maynard – For celebrating her 80th birthday.
- 2000\660 Marcelline Lindstrom, Oelwein – For celebrating her 80th birthday.
- 2000\661 Etwina Malven, Maynard – For celebrating her 86th birthday.
- 2000\662 Doris Burrack, Arlington – For celebrating her 90th birthday.
- 2000\663 Arthur Thompson, Maynard – For celebrating his 90th birthday.
- 2000\664 Marilyn and Max Seedorf, Arlington – For celebrating their 50th wedding anniversary.
- 2000\665 Pauline and Carl Hosch, Independence – For celebrating their 60th wedding anniversary.
- 2000\666 Ivadell and Lyle Luloff, Independence – For celebrating their 60th wedding anniversary.

- 2000\667 June and Paul Hoaglan, Aurora – For celebrating their 65th wedding anniversary.
- 2000\668 Alma and Victor Gray, Osceola – For celebrating their 60th wedding anniversary.
- 2000\669 Waneta and Leland Lewis, Weldon – For celebrating their 60th wedding anniversary.
- 2000\670 Jaime Liljequist, Davenport – For attaining The Girl Scout Gold Award, the highest award in Girl Scouting.
- 2000\671 Cathy and Dick Stone, Honey Creek – For celebrating their 50th wedding anniversary.
- 2000\672 Stella Anderson, Logan – For celebrating her 80th birthday.
- 2000\673 Lorena Chambers, Pisgah – For celebrating her 90th birthday.
- 2000\674 Sarah Hayek, Clutier – For attaining The Girl Scout Gold Award, the highest award in Girl Scouting.
- 2000\675 Eleanor and Harold Thompson, Montezuma – For celebrating their 60th wedding anniversary.
- 2000\676 Maggie Foster, Kellogg – For celebrating her 80th birthday.
- 2000\677 Lyle Clarken, Estherville – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2000\678 Emma and Donald Bacon, Manchester – For celebrating their 50th wedding anniversary.
- 2000\679 Eva Monteith, La Porte City – For celebrating her 80th birthday.

AMENDMENTS FILED

H—8547	S.F.	2313	Heaton of Henry
H—8549	H.F.	2530	Drees of Carroll
H—8550	H.F.	2530	Osterhaus of Jackson
H—8551	H.F.	2530	Kreiman of Davis
H—8552	H.F.	2530	Thomas of Clayton
H—8553	H.F.	2530	Jenkins of Black Hawk
H—8554	H.F.	2530	Cataldo of Polk
H—8555	H.F.	2530	Holveck of Polk
H—8556	S.F.	2418	Huser of Polk
H—8557	S.F.	2327	Fallon of Polk
H—8558	H.F.	2530	Thomas of Clayton

H—8560	S.F.	2313	Heaton of Henry
H—8561	S.F.	2395	Falck of Fayette
H—8563	H.F.	2549	Millage of Scott
H—8564	H.F.	2549	Millage of Scott
H—8565	S.F.	2313	Eddie of Buena Vista Heaton of Henry

On motion by Rants of Woodbury the House adjourned at 4:30 p.m., until 8:45 a.m., Tuesday, March 28, 2000.

JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day – Fifty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 28, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Daniel Ogata, retired pastor from First Presbyterian Church, Grinnell.

The Journal of Monday, March 27, 2000 was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2247, a bill for an act relating to land restoration requirements for interstate natural gas pipeline construction projects.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2280, a bill for an act requiring the director of the department of education to develop and administer an operation recognition program.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2327, a bill for an act relating to county levy and expenditure authority involving the risk pool and county mental health, mental retardation, and developmental disabilities services fund by authorizing appropriations from the fund for capital assets used exclusively for purposes of the services fund, authorizing associated county general fund levies and expenditures, and including transition, effective, and applicability dates, and other related provisions.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2394, a bill for an act to eliminate the regulation of frozen food locker plants by the department of agriculture and land stewardship.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2423, a bill for an act creating a brownfield redevelopment program and fund and a brownfield redevelopment advisory council.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2442, a bill for an act relating to international relations including the creation of an international relations advisory council and the designation of legislative and executive branch protocol officers.

Also: That the Senate has on March 27, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 182, a bill for an act requiring licensure to practice acupuncture.

Also: That the Senate has on March 27, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2031, a bill for an act relating to violations of the sex offender registry requirements and providing an effective date.

Also: That the Senate has on March 27, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2089, a bill for an act relating to collection of the physical plant and equipment property tax levy in certain urban renewal areas and providing an applicability date.

Also: That the Senate has on March 27, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2303, a bill for an act relating to judicial administration by providing for benefits applicable to judicial branch employees, the allocation of magistrates, and the manner of making certain noncourt and administrative appointments.

Also: That the Senate has on March 27, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2344, a bill for an act relating to child and family services administered by the department of human services.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2419, a bill for an act providing for limitations on investments by city hospitals.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2424, a bill for an act updating the Iowa Code references to the Internal Revenue Code, amending the earned income credit, amending requirements for nonresident taxpayers, providing tax benefits to military personnel in hazardous duty areas, and providing effective and retroactive applicability dates.

Also: That the Senate has on March 27, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2426, a bill for an act relating to the designation, valuation, and taxation of property in a horizontal property regime and including an effective date.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS

Unfinished Business Calendar

Senate File 2349, a bill for an act prohibiting a processor from contracting for the care and feeding of swine in this state, making penalties applicable, and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Teig of Hamilton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2349)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman

Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 2:

Brauns Lord

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2390, a bill for an act relating to juvenile court jurisdiction and the prosecution of juveniles in juvenile and district court, was taken up for consideration.

SENATE FILE 2221 SUBSTITUTED FOR HOUSE FILE 2390

Shey of Linn asked and received unanimous consent to substitute Senate File 2221 for House File 2390.

Senate File 2221, a bill for an act relating to juvenile court jurisdiction and the prosecution of juveniles in juvenile and district court, was taken up for consideration.

Shey of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2221)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogess	Bradley	Brunkhorst	Bukta
Carrroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman

Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 2:

Brauns Lord

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2390 WITHDRAWN

Shey of Linn asked and received unanimous consent to withdraw House File 2390 from further consideration by the House.

PASSED ON FILE

Van Fossen of Scott asked and received unanimous consent that Senate File 2420, previously referred to committee on **ways and means** be **passed on file**.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2221 and 2349**.

Senate File 2007, a bill for an act relating to responsibilities of a guardian in procuring professional services for a ward with a physical or mental disability which do not require prior court approval, with report of committee recommending passage, was taken up for consideration.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2007)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Brauns

Lord

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2457, a bill for an act relating to funding of certain household hazardous material collection efforts and events, was taken up for consideration.

Thomas of Clayton asked and received unanimous consent to withdraw amendment H-8174 filed by him on March 6, 2000.

SENATE FILE 2326 SUBSTITUTED FOR HOUSE FILE 2457

Gipp of Winneshiek asked and received unanimous consent to substitute Senate File 2326 for House File 2457.

Senate File 2326, a bill for an act relating to funding of certain household hazardous material collection efforts and events, was taken up for consideration.

Gipp of Winneshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2326)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cphoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherman	Schrader

They	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 3:

Brauns	Falck	Lord
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2457 WITHDRAWN

Gipp of Winneshiek asked and received unanimous consent to withdraw House File 2457 from further consideration by the House.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2007 and 2326.**

House File 2541, a bill for an act expanding the number of counties that may designate unincorporated areas containing private lakes as rural improvement zones and setting the limits for the standby taxes imposed in those zones, was taken up for consideration.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2541)

The ayes were, 92:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix

Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Raecker
Rants	Rayhons	Reynolds	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Wise	Witt	Witt, Presiding

The nays were, 4:

Fallon	Parmenter	Richardson	Whitead
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Absent or not voting, 3:

Brauns	Jochum	Lord
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Under the provision of Rule 76, conflict of interest, D. Taylor of Linn refrained from voting.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2460, a bill for an act relating to the sharing of juvenile court social records or child abuse records pursuant to an interagency agreement, was taken up for consideration.

Boddicker of Cedar asked and received unanimous consent to withdraw amendment H-8074 filed by him on February 28, 2000.

Kreiman of Davis asked and received unanimous consent to withdraw amendment H-8108 filed by him on February 29, 2000.

SENATE FILE 2369 SUBSTITUTED FOR HOUSE FILE 2460

Boddicker of Cedar asked and received unanimous consent to substitute Senate File 2369 for House File 2460.

Senate File 2369, a bill for an act relating to the sharing of juvenile court social records or child abuse records pursuant to an interagency agreement, was taken up for consideration.

Boddicker of Cedar offered the following amendment H-8519 filed by him and Kreiman of Davis and moved its adoption:

H-8519

- 1 Amend Senate File 2369, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 217.30, subsection 4,
- 6 paragraph b, Code 1999, is amended to read as follows:
- 7 b. Confidential information described in
- 8 subsection 1, paragraphs "a," "b", and "c", shall be
- 9 disclosed to public officials, for use in connection
- 10 with their official duties relating to law
- 11 enforcement, audits and other purposes directly
- 12 connected with the administration of such programs,
- 13 upon written application to and with approval of the
- 14 director or the director's designee. Confidential
- 15 information described in subsection 1 paragraphs "a",
- 16 "b", and "c", shall also be disclosed to public
- 17 officials, for use in connection with their official
- 18 duties relating to the support and protection of
- 19 children and families, upon written application to and
- 20 with the approval of the director or the director's
- 21 designee."
- 22 2. Page 1, line 9, by inserting after the figure
- 23 "280.25." the following: "The disclosure shall only
- 24 include identifying information that is necessary to
- 25 fulfill the purpose of the disclosure."
- 26 3. Title page, by striking line 2 and inserting
- 27 the following: ", child abuse records, or other
- 28 information."
- 29 4. By renumbering as necessary.

Amendment H-8519 was adopted.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2369)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 2:

Brauns Lord

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2460 WITHDRAWN

Boddicker of Cedar asked and received unanimous consent to withdraw House File 2460 from further consideration by the House.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2541** and **Senate File 2369**.

Senate File 2015, a bill for an act relating to the enhanced criminal penalties associated with sexually predatory offenses and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Sunderbruch of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2015)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup			
Presiding			

The nays were, none.

Absent or not voting, 3:

Brauns Lord Shultz

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2142, a bill for an act relating to crime victim compensation, with report of committee recommending passage, was taken up for consideration.

Thomson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2142)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shultz	Siegrist, Spkr.
Stevens	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 2:

Brauns Lord

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2015 and 2142.**

House File 2542, a bill for an act relating to distributions made to and income from missing property of certain persecuted victims of World War II and their heirs, including effective and retroactive applicability dates, was taken up for consideration.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2542)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Frevert	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Teig

Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Sukup, Presiding			

The nays were, none.

Absent or not voting, 3:

Brauns	Jager	Lord
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SPECIAL PRESENTATION

Raecker of Polk introduced to the House, Rose Szneler and David Fishelstein, survivors of the Holocaust.

The House rose and expressed its welcome.

Senate File 174, a bill for an act changing a Code reference to the Iowa association of community providers and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Martin of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 174)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Holmes	Holveck
Horbach	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson

Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Sukup, Presiding		

The nays were, none.

Absent or not voting, 6:

Brauns	Doderer	Hoffman	Houser
Lord	Van Engelenhoven		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2542** and **Senate File 174**.

Senate File 2145, a bill for an act relating to the national crime prevention and privacy compact, with report of committee recommending passage, was taken up for consideration.

Raecker of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2145)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta
Carroll	Cataldo	Chiodo	Cohon
Connors	Cormack	Davis	Dix

Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Sukup, Presiding

The nays were, none.

Absent or not voting, 4:

Brauns	Doderer	Houser	Lord
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Jacobs of Polk in the chair at 10:48 a.m.

Senate File 2220, a bill for an act relating to forcible entry and detainer actions in small claims court following a default on a contract for deed, with report of committee recommending passage, was taken up for consideration.

Kettering of Sac moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2220)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brunkhorst	Bukta

Carroll	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Jacobs, Presiding			

The nays were, none.

Absent or not voting, 3:

Brauns Doderer Lord

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2145 and 2220.**

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2000, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2111, a bill for an act providing for a one hundred percent budget guarantee for school districts, and providing an effective date.

MICHAEL E. MARSHALL, Secretary

SENATE AMENDMENT CONSIDERED

Grundberg of Polk called up for consideration **Senate File 2111**, a bill for an act providing for a one hundred percent budget guarantee for school districts, and providing an effective date, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment H-8576 to the House amendment:

H-8576

- 1 Amend the House amendment, S-5202, to Senate File
- 2 2111, as passed by the Senate, as follows:
- 3 1. Page 1, by striking lines 9 and 10 and
- 4 inserting the following:
- 5 "1. For the school budget year beginning July 1,
- 6 2000, if a district's actual".
- 7 2. Page 2, by striking lines 8 through 25.
- 8 3. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8576, to the House amendment.

Grundberg of Polk moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2111)

The ayes were, 75:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brunkhorst	Carroll	Cohoon
Cormack	Davis	Dix	Doderer
Dolecheck	Drake	Eddie	Frevert
Garman	Gipp	Greimann	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman

Kuhn	Larkin	Larson	Martin
May	Mertz	Metcalf	Millage
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Schrader	Shey	Siegrist, Spkr.
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Weigel
Welter	Wise	Jacobs,	
		Presiding	

The nays were, 21:

Bell	Bukta	Cataldo	Chiodo
Connors	Dotzler	Drees	Falck
Fallon	Foege	Ford	Huser
Mascher	Murphy	Myers	Scherrman
Shoultz	Thomas	Warnstadt	Whitead
Witt			

Absent or not voting, 4:

Brauns	Greiner	Lord	Mundie
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2111** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 28, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2027, a bill for an act relating to the construction or acquisition of infrastructure by rural water districts by providing for financing and exempting certain debt instruments from taxation.

Also: That the Senate has on March 27, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2135, a bill for an act relating to the designated date of withholding of support by payors of income and providing an effective date.

Also: That the Senate has on March 27, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2146, a bill for an act relating to the authority of the board of educational examiners over certification and licensing of para-educators and practitioners.

Also: That the Senate has on March 28, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2148, a bill for an act prohibiting the use of a telephone listing that misrepresents the name and location of a business and making penalties applicable.

Also: That the Senate has on March 27, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2317, a bill for an act relating to the regulation of the sale of viatical settlements.

Also: That the Senate has on March 27, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2492, a bill for an act relating to certain state and municipal agencies by making changes relating to the provision of and training for fire protection service and emergency medical service and by amending the powers and duties of townships and township officers.

Also: That the Senate has on March 28, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2194, a bill for an act relating to the vacation of roads and road rights-of-way.

Also: That the Senate has on March 28, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2253, a bill for an act relating to certain county officers' duties relating to property transfer instruments, records of fees paid to a county, notice of certification of utility liens, and notice of mobile homes departing and entering mobile home parks.

Also: That the Senate has on March 28, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2300, a bill for an act relating to interference with lawful hunting, fishing, or fur harvesting and providing a penalty.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGES CONSIDERED

Senate File 2419, by committee on ways and means, a bill for an act providing for limitations on investments by city hospitals.

Read first time and referred to committee on **ways and means**.

Senate File 2424, by committee on ways and means, a bill for an act updating the Iowa Code references to the Internal Revenue Code, amending the earned income credit, amending requirements for nonresident taxpayers, providing tax benefits to military personnel in hazardous duty areas, and providing effective and retroactive applicability dates.

Read first time and referred to committee on **ways and means**.

Senate File 2426, by committee on ways and means, a bill for an act relating to the designation, valuation, and taxation of property in a horizontal property regime and including an effective date.

Read first time and **passed on file**.

On motion by Rants of Woodbury, the House was recessed at 11:12 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:00 p.m., Speaker pro tempore Sukup in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed fifty-nine members present, forty-one absent.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 28, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2315, a bill for an act concerning the payment of health and medical insurance coverage costs by cities to retired employees.

Also: That the Senate has on March 28, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2328, a bill for an act eliminating the regulation of certain dairy trade practices.

Also: That the Senate has on March 28, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2376, a bill for an act relating to veterans preference in public employment.

Also: That the Senate has on March 28, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2388, a bill for an act relating to the implementation of a pilot project pertaining to the concurrent jurisdiction of the juvenile court and the district court relating to modification of child custody and support orders.

Also: That the Senate has on March 28, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2391, a bill for an act establishing a criminal offense relating to theft detection shielding devices and theft detection devices and providing a penalty.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS Appropriations Calendar

House File 2549, a bill for an act relating to the funding of, operation of, and appropriation of moneys to the college student aid commission, the department of cultural affairs, the department of education, and the state board of regents, providing related statutory changes, and providing effective dates, was taken up for consideration.

The House stood at ease at 1:20 p.m., until the fall of the gavel.

The House resumed session and consideration of House File 2549 at 2:37 p.m., Carroll of Poweshiek in the chair.

Witt of Black Hawk asked and received unanimous consent that amendment H-8603 be deferred.

Frevert of Palo Alto asked and received unanimous consent that amendment H-8604 be deferred.

Mascher of Johnson asked and received unanimous consent that amendment H-8590 and amendment H-8611 be deferred.

Wise of Lee asked and received unanimous consent that amendment H-8602 be deferred.

Mascher of Johnson asked and received unanimous consent that amendment H-8587 be deferred.

Hansen of Pottawattamie offered the following amendment H-8605 filed by him from the floor and moved its adoption:

H-8605

1 Amend House File 2549 as follows:
2 1. Page 4, line 5, by striking the words "an
3 order of selection" and inserting the following: "a
4 waiting list".
5 2. Page 5, by striking lines 5 through 11.
6 3. Page 13, line 30, by striking the figure
7 "117,382" and inserting the following: "171,382".
8 4. Page 18, by striking line 28.
9 5. Page 37, by inserting after line 34 the
10 following:
11 "Sec. ___. Section 266.39C, subsection 3,
12 unnumbered paragraph 1, Code 1999, is amended to read
13 as follows:
14 Iowa state university of science and technology
15 shall employ a director for the center, who shall be
16 appointed by the president of Iowa state university of
17 science and technology. The director of the center
18 shall employ necessary research and support staff.
19 The director and staff shall be employees of Iowa
20 state university of science and technology. No more
21 than ~~five~~ seven hundred thousand dollars of the funds
22 made available by appropriation from state revenues in
23 any one year shall be expended by the center for the
24 salaries and benefits of the employees of the center,
25 including the salary and benefits of the director.
26 The remainder of the funds appropriated from state
27 funds shall be used to sponsor research grants and

- 28 projects submitted on a competitive basis by Iowa
 29 colleges and universities and private nonprofit
 30 agencies and foundations. The center may also solicit
 31 additional grants and funding from public and private
 32 nonprofit agencies and foundations."
 33 6. By renumbering as necessary.

Amendment H-8605 was adopted.

Scherrman of Dubuque offered the following amendment H-8591 filed by him and Wise of Lee from the floor and moved its adoption:

H-8591

- 1 Amend House File 2549 as follows:
 2 1. Page 6, line 3, by striking the figure
 3 "1,480,000" and inserting the following: "1,500,000".
 4 2. Page 7, line 28, by striking the figure
 5 "1,000,000" and inserting the following: "1,687,000".

Roll call was requested by Scherrman of Dubuque and Mascher of Johnson.

On the question "Shall amendment H-8591 be adopted?" (H.F. 2549)

The ayes were, 44:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Davis	Doderer
Dotzler	Falck	Fallon	Foege
Ford	Frevert	Greimann	Holveck
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

The nays were, 53:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Cormack
Dix	Dolecheck	Drake	Eddie
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman

Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Larson	Martin
Metcalf	Millage	Nelson-Forbes	Raecker
Rants	Rayhons	Shey	Siegrist, Spkr.
Sukup	Sunderbruch	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Welter
Carroll, Presiding			

Absent or not voting, 3:

Drees	Lord	Teig
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Amendment H-8591 lost.

Eddie of Buena Vista offered amendment H-8574 filed by him from the floor as follows:

H-8574

- 1 Amend House File 2549 as follows:
- 2 1. By striking page 6, line 3 through page 7,
- 3 line 28 and inserting the following:
- 4 ".....\$ 793,000
- 5 (1) Funds allocated for purposes of the enrich
- 6 Iowa pilot program as provided in this lettered
- 7 paragraph shall be distributed by the division of
- 8 libraries and information services to eligible public
- 9 libraries that are in compliance with performance
- 10 measures adopted by rule by the commission of
- 11 libraries. The funds allocated as provided in this
- 12 lettered paragraph shall not be used for the costs of
- 13 administration by the division. The amount
- 14 distributed to each eligible public library shall be
- 15 based upon the following:
- 16 (a) The level of compliance by the eligible public
- 17 library with the performance measures adopted by the
- 18 commission as provided in this subparagraph.
- 19 (b) The number of people residing within an
- 20 eligible library's geographic service area for whom
- 21 the library provides services.
- 22 (c) The amount of other funding the eligible
- 23 public library received in the previous fiscal year
- 24 for providing services to rural residents and to
- 25 contracting communities.
- 26 (2) Moneys received by a public library under this
- 27 lettered paragraph shall supplement, not supplant, any
- 28 other funding received by the library.
- 29 (3) For purposes of this section, "eligible public
- 30 library" means a public library that meets all of the
- 31 following requirements:

- 32 (a) Submits to the division all of the following:
- 33 (i) The report provided for under section 256.51,
- 34 subsection 1, paragraph "h".
- 35 (ii) An application and accreditation report, in a
- 36 format approved by the commission, that provides
- 37 evidence of the library's compliance with at least one
- 38 level of the standards established in accordance with
- 39 section 256.51, subsection 1, paragraph "k".
- 40 (iii) Any other application or report the division
- 41 deems necessary for the implementation of the enrich
- 42 Iowa pilot program.
- 43 (b) Participates in the library resource and
- 44 information sharing programs established by the state
- 45 library.
- 46 (c) Is a public library established by city
- 47 ordinance or a county library as provided in chapter
- 48 336.
- 49 (4) Each eligible public library shall maintain a
- 50 separate listing within its budget for payments

Page 2

- 1 received and expenditures made pursuant to this
- 2 lettered paragraph, and shall annually submit this
- 3 listing to the division.
- 4 (5) By January 15, 2001, the division shall submit
- 5 a program evaluation report to the general assembly
- 6 and the governor detailing the uses and the impacts of
- 7 funds allocated under this lettered paragraph. It is
- 8 the intent of the general assembly to address the
- 9 continuation of the enrich Iowa pilot program during
- 10 the 2001 legislative session.
- 11 (6) A public library that receives funds in
- 12 accordance with this lettered paragraph shall have an
- 13 internet filtering program or internet filtering
- 14 service in use unless the library has only one
- 15 computer designated for public use and the library
- 16 staff regularly monitors the use of that computer.
- 17 However, a public library that monitors the use of a
- 18 computer shall submit an annual report describing the
- 19 library's monitoring efforts to the division.
- 20 6. REGIONAL LIBRARY
- 21 For state aid:
- 22\$ 1,687,000"

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-8613, to amendment H-8574, filed by her from the floor.

Eddie of Buena Vista moved the adoption of amendment H-8574.

Roll call was requested by Hansen of Pottawattamie and Eddie of Buena Vista.

On the question "Shall amendment H-8574 be adopted?" (H.F. 2549)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Eddie	Falck	Fallon	Foege
Ford	Frevert	Garman	Gipp
Greiner	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Martin	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, 3:

Greimann	Grundberg	Mascher
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Absent or not voting, 3:

Drees	Larson	Lord
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Amendment H-8574 was adopted, placing amendment H-8612 filed by Mascher of Johnson from the floor, out of order.

Falck of Fayette asked and received unanimous consent that amendment H-8620 be deferred.

Houser of Pottawattamie offered the following amendment H-8597 filed by him from the floor and moved its adoption:

H-8597

1 Amend House File 2549 as follows:
2 1. Page 8, by inserting after line 23 the
3 following:
4 "From the moneys deposited in the school ready
5 children grants account for the fiscal year beginning
6 July 1, 2000, and ending June 30, 2001, not more than
7 \$200,000 is allocated for the community empowerment
8 office and other technical assistance activities. It
9 is the intent of the general assembly that regional
10 technical assistance teams will be established and
11 will include staff from various agencies, as
12 appropriate, including the area education agencies,
13 community colleges, and the Iowa state university of
14 science and technology cooperative extension service
15 in agriculture and home economics. The state
16 empowerment board shall direct staff to work with the
17 advisory council to inventory technical assistance
18 needs. Funds allocated under this unnumbered
19 paragraph may be used by the state empowerment board
20 for the purpose of skills development and support for
21 ongoing training of the regional technical assistance
22 teams. However, funds shall not be used for
23 additional staff or for the reimbursement of staff.
24 As a condition of receiving funding appropriated in
25 this subsection, each local empowerment board shall
26 report to the state empowerment board progress on each
27 of the state indicators approved by the state board,
28 as well as progress on local indicators.
29 School ready children grants account funds shall be
30 distributed through a grant application process.
31 Grant awards shall be contingent upon the availability
32 of funds. The deadline for applications for school
33 ready children grants in the fiscal year beginning
34 July 1, 2000, shall be August 31, 2000, with grant
35 awards to be made on or about October 2, 2000."

Amendment H-8597 was adopted.

Mascher of Johnson asked and received unanimous consent that amendment H-8586, amendment H-8614 and amendment H-8615, be deferred.

T. Taylor of Linn asked and received unanimous consent that amendment H-8592 be deferred.

Dotzler of Black Hawk offered the following amendment H-8595 filed by him from the floor and moved its adoption:

H-8595

- 1 Amend House File 2549 as follows:
- 2 1. Page 13, line 2, by striking the figure
- 3 "1,284,586" and inserting the following: "1,287,045".
- 4 2. Page 14, line 1, by striking the figure
- 5 "242,699,103" and inserting the following:
- 6 "248,718,025".
- 7 3. Page 14, line 9, by striking the figure
- 8 "32,515,915" and inserting the following:
- 9 "32,679,312".
- 10 4. Page 18, line 7, by striking the figure
- 11 "1,900,000" and inserting the following: "2,750,000".
- 12 5. Page 18, by inserting after line 8 the
- 13 following:
- 14 "p. National advanced driving simulator
- 15 For the national advanced driving simulator and for
- 16 not more than the following full-time equivalent
- 17 positions:
- 18\$ 297,104
- 19FTEs 4.25"
- 20 6. Page 18, line 14, by striking the figure
- 21 "189,162,464" and inserting the following:
- 22 "194,445,960".
- 23 7. Page 18, line 23, by striking the figure
- 24 "36,184,371" and inserting the following:
- 25 "36,252,371".
- 26 8. Page 18, line 31, by striking the figure
- 27 "22,821,278" and inserting the following:
- 28 "22,971,278".
- 29 9. Page 18, line 35, by striking the figure
- 30 "866,000" and inserting the following: "1,066,000".
- 31 10. Page 20, line 16, by striking the figure
- 32 "85,873,041" and inserting the following:
- 33 "87,490,830".
- 34 11. Page 20, line 25, by striking the figure
- 35 "450,000" and inserting the following: "600,000".
- 36 12. Page 20, line 30, by striking the figure
- 37 "7,964,367" and inserting the following: "7,976,998".
- 38 13. Page 21, line 1, by striking the figure
- 39 "4,447,925" and inserting the following: "4,455,283".
- 40 14. Page 21, line 10, by striking the figure
- 41 "16,941" and inserting the following: "18,400".

Sukup of Franklin in the chair at 3:49 p.m.

Dix of Butler in the chair at 5:15 p.m.

Roll call was requested by Dotzler of Black Hawk and Speaker Siegrist.

On the question "Shall amendment H-8595 be adopted?" (H.F. 2549)

The ayes were, 42:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mertz	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Stevens	Taylor, D.	Taylor, T.
Thomas	Warnstadt	Weigel	Whitead
Wise	Witt		

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Martin	Metcalf	Millage	Nelson-Forbes
Raecker	Rants	Rayhons	Shey
Siegrist, Spkr.	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Dix,	
		Presiding	

Absent or not voting, 3:

Frevort	Lord	Mundie
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Amendment H-8595 lost.

Shoultz of Black Hawk offered the following amendment H-8596 filed by him from the floor and moved its adoption:

H-8596

- 1 Amend House File 2549 as follows:
- 2 1. Page 13, by inserting after line 11 the
- 3 following:
- 4 "The state board of regents shall include within
- 5 all contracts for construction projects a provision
- 6 which requires the contractor to meet the targeted
- 7 small business goals pursuant to section 73.16."

Amendment H-8596 lost.

Millage of Scott asked and received unanimous consent to withdraw amendment H-8563 filed by him on March 27, 2000.

Mascher of Johnson offered the following amendment H-8599 filed by her from the floor and moved its adoption:

H-8599

- 1 Amend House File 2549 as follows:
- 2 1. Page 27, by inserting after line 34, the
- 3 following:
- 4 "Sec. 102. Section 256C.2, unnumbered paragraph 2,
- 5 Code 1999, is amended to read as follows:
- 6 A district applying for a grant under this section
- 7 shall agree, for each dollar of grant funds, to
- 8 provide twenty cents in matching cash or in-kind
- 9 resources. Grants may be awarded for four years,
- 10 beginning July 1, 1994, and ending June 30, 1998. ~~Up~~
- 11 ~~to ten percent of the moneys appropriated for the~~
- 12 ~~grant program may be used by the council for staffing,~~
- 13 ~~technical assistance, and external evaluation~~
- 14 ~~development. Notwithstanding section 8.33,~~
- 15 unencumbered or unobligated funds remaining on June 30
- 16 of the fiscal year for which the funds were
- 17 appropriated shall not revert but shall be available
- 18 for expenditure for the following fiscal year for the
- 19 purposes of this section."
- 20 2. Page 38, by inserting after line 26 the
- 21 following:
- 22 "Sec. 103. RETROACTIVE APPLICABILITY. Section
- 23 256C.2, unnumbered paragraph 2, as amended in this
- 24 Act, is retroactively applicable to July 1, 1999. Any
- 25 moneys retained by the child development coordinating
- 26 council for the fiscal year beginning July 1, 1999,
- 27 for staffing, technical assistance, and external
- 28 evaluation development shall be awarded in
- 29 demonstration program grants as provided in chapter
- 30 256C."

- 31 3. Page 38, line 28, by inserting after the
 32 figure "205;" the following: "section 102, amending
 33 section 256C.2;"
- 34 4. Page 38, line 29, by inserting after the
 35 figure "257.12" the following: "; and section 103,
 36 relating to retroactive applicability".
- 37 5. Title page, line 5, by inserting after the
 38 word "providing" the following: "for retroactive
 39 applicability and".

Amendment H-8599 was adopted.

Brunkhorst of Bremer offered the following amendment H-8569 filed by him from the floor and moved its adoption:

H-8569

- 1 Amend House File 2549 as follows:
- 2 1. Page 33, line 5, by striking the word "sixty-
 3 five" and inserting the following: "sixty-two".
- 4 2. Page 33, lines 13 and 14, by striking the
 5 words "twenty-one ten-thousandths" and inserting the
 6 following: "two one-thousandths".
- 7 3. Page 34, line 20, by inserting after the
 8 figure "(4)," the following: "It is the intent of the
 9 General Assembly that when weights are recalculated
 10 under this subsection, the total amounts generated by
 11 each weight shall be approximately equal."

Amendment H-8569 was adopted.

Huser of Polk offered the following amendment H-8525 filed by her and moved its adoption:

H-8525

- 1 Amend House File 2549 as follows:
- 2 1. By striking page 34, line 21, through page 35,
 3 line 10.

Amendment H-8525 lost.

Witt of Black Hawk offered the following amendment H-8593 filed by Frevert of Palo Alto from the floor and moved its adoption:

H-8593

- 1 Amend House File 2549 as follows:
- 2 1. Page 37, line 19, by striking the words and

- 3 figures "subsections 1 and 3" and inserting the
4 following: "subsection 1".
5 2. Page 37, line 20, by striking the word "are"
6 and inserting the following: "is".
7 3. Page 37, by striking lines 25 through 28.

Amendment H-8593 lost.

Stevens of Dickinson offered the following amendment H-8594 filed by him from the floor and moved its adoption:

H-8594

- 1 Amend House File 2549 as follows:
2 1. Page 37, lines 23 and 24, by striking the
3 words "six hundred sixty-four thousand seven hundred
4 fifty" and inserting the following: "six eight
5 hundred sixty-four thirty thousand seven hundred fifty
6 seventy-five".

Amendment H-8594 lost.

Alons of Sioux offered amendment H-8526 filed by Alons, et al., as follows:

H-8526

- 1 Amend House File 2549 as follows:
2 1. Page 37, by inserting after line 34 the
3 following:
4 "Sec. ____ Section 262.9, Code Supplement 1999, is
5 amended by adding the following new subsection:
6 NEW SUBSECTION. 30. Limit each institution of
7 higher learning under the board to the provision of
8 sabbaticals for not more than four and one-half
9 percent of the institution's eligible employees."
10 2. By renumbering as necessary.

Parmenter of Story rose on a point of order that amendment H-8526 was not germane.

The Speaker ruled the point well taken and amendment H-8526 not germane.

Millage of Scott offered amendment H-8564 filed by him as follows:

H-8564

- 1 Amend House File 2549 as follows:
 2 1. Page 37, by inserting after line 34 the
 3 following:
 4 "Sec. ____ Section 262.33, Code 1999, is amended
 5 to read as follows:
 6 262.33 FIRE AND POLICE PROTECTION CONTRACTS
 7 PROHIBITED.
 8 The state board of regents shall ~~have power to~~ not
 9 enter into contracts with the governing body of any
 10 city or other municipal corporation for the fire or
 11 police protection ~~from fire of~~ for any property under
 12 the control of the board, located in any such
 13 municipal corporation or in territory contiguous
 14 ~~thereto, upon such terms as may be agreed upon to it."~~
 15 2. By renumbering as necessary.

Myers of Johnson rose on a point of order that amendment H-8564 was not germane.

The Speaker ruled the point well taken and amendment H-8564 not germane.

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8584 filed by him from the floor.

Witt of Black Hawk asked and received unanimous consent that amendment H-8588 be deferred.

Witt of Black Hawk offered the following amendment H-8603, previously deferred, filed by him from the floor and moved its adoption:

H-8603

- 1 Amend House File 2549 as follows:
 2 1. By striking everything after the enacting
 3 clause and inserting the following:
 4 "COLLEGE STUDENT AID COMMISSION
 5 Section 1. There is appropriated from the general
 6 fund of the state to the college student aid
 7 commission for the fiscal year beginning July 1, 2000,
 8 and ending June 30, 2001, the following amounts, or so
 9 much thereof as may be necessary, to be used for the
 10 purposes designated:
 11 1. GENERAL ADMINISTRATION
 12 For salaries, support, maintenance, miscellaneous

13 purposes, and for not more than the following full-
14 time equivalent positions:
15\$ 344,397
16FTEs 5.40
17 2. DES MOINES UNIVERSITY - OSTEOPATHIC MEDICAL
18 CENTER
19 a. For forgivable loans to Iowa students attending
20 the Des Moines university - osteopathic medical center
21 under the forgivable loan program pursuant to section
22 261.19:
23\$ 379,260
24 b. For the Des Moines university - osteopathic
25 medical center for an initiative in primary health
26 care to direct primary care physicians to shortage
27 areas in the state:
28\$ 395,000
29 3. STUDENT AID PROGRAMS
30 For payments to students for the Iowa grant
31 program:
32\$ 1,161,850
33 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM
34 For purposes of providing national guard
35 educational assistance under the program established
36 in section 261.86:
37\$ 1,250,000
38 5. CHIROPRACTIC GRADUATE STUDENT FORGIVABLE LOAN
39 PROGRAM
40 For purposes of providing forgivable loans under
41 the program established in section 261.71:
42\$ 100,000
43 6. TEACHER SHORTAGE FORGIVABLE LOAN PROGRAM
44 For the teacher shortage forgivable loan program
45 established in section 261.111:
46\$ 600,000
47 7. CAREER OPPORTUNITIES AND RESOURCES FOR
48 EDUCATION (CORE) GRANTS.
49 For expanded educational assistance to encourage
50 Iowans to enroll in shortage area vocational programs

Page 2

1 as provided in section 261.22:
2\$ 500,000
3 DEPARTMENT OF CULTURAL AFFAIRS
4 Sec. 2. There is appropriated from the general
5 fund of the state to the department of cultural
6 affairs for the fiscal year beginning July 1, 2000,
7 and ending June 30, 2001, the following amounts, or so
8 much thereof as is necessary, to be used for the
9 purposes designated:
10 1. ARTS DIVISION
11 For salaries, support, maintenance, miscellaneous

12	purposes including funds to match federal grants, and		
13	for not more than the following full-time equivalent		
14	positions:		
15	.....	\$	1,413,091
16	..... FTEs		10.00
17	2. HISTORICAL DIVISION		
18	For salaries, support, maintenance, miscellaneous		
19	purposes, and for not more than the following full-		
20	time equivalent positions:		
21	.....	\$	3,284,005
22	..... FTEs		65.70
23	3. HISTORIC SITES		
24	For salaries, support, maintenance, miscellaneous		
25	purposes, and for not more than the following full-		
26	time equivalent positions:		
27	.....	\$	598,887
28	..... FTEs		8.00
29	4. ADMINISTRATION		
30	For salaries, support, maintenance, miscellaneous		
31	purposes, and for not more than the following full-		
32	time equivalent positions:		
33	.....	\$	245,859
34	..... FTEs		4.30
35	The department of cultural affairs shall coordinate		
36	activities with the tourism division of the department		
37	of economic development to promote attendance at the		
38	state historical building and at this state's historic		
39	sites.		
40	5. LOCAL ARTS COMPREHENSIVE EDUCATIONAL STRATEGIES		
41	PROGRAM (LACES)		
42	For contracting with the Iowa alliance for arts		
43	education to execute their local arts comprehensive		
44	educational strategies:		
45	.....	\$	25,000
46	6. COMMUNITY CULTURAL GRANTS		
47	For planning and programming for the community		
48	cultural grants program established under section		
49	303.3, and for not more than the following full-time		
50	equivalent position:		

Page 3

1	.....	\$	691,286
2	..... FTEs		0.70

3 DEPARTMENT OF EDUCATION

4 Sec. 3. There is appropriated from the general
5 fund of the state to the department of education for
6 the fiscal year beginning July 1, 2000, and ending
7 June 30, 2001, the following amounts, or so much
8 thereof as may be necessary, to be used for the
9 purposes designated:

10 1. GENERAL ADMINISTRATION

11 For salaries, support, maintenance, miscellaneous
 12 purposes, and for not more than the following full-
 13 time equivalent positions:

14\$ 5,957,330
 15FTEs 98.45

16 2. VOCATIONAL EDUCATION ADMINISTRATION

17 For salaries, support, maintenance, miscellaneous
 18 purposes, and for not more than the following full-
 19 time equivalent positions:

20\$ 578,234
 21FTEs 15.60

22 3. BOARD OF EDUCATIONAL EXAMINERS

23 For salaries, support, maintenance, miscellaneous
 24 purposes, and for not more than the following full-
 25 time equivalent positions:

26\$ 214,872
 27FTEs 6.00

28 4. VOCATIONAL REHABILITATION SERVICES DIVISION

29 a. For salaries, support, maintenance,
 30 miscellaneous purposes, and for not more than the
 31 following full-time equivalent positions:

32\$ 4,889,813
 33FTEs 302.25

34 Except where prohibited under federal law, the
 35 division of vocational rehabilitation services of the
 36 department of education shall accept client
 37 assessments, or assessments of potential clients,
 38 performed by other agencies in order to reduce
 39 duplication of effort.

40 The division of vocational rehabilitation services
 41 shall seek funding from other sources including local
 42 funding sources, for the purposes of matching the
 43 state's federal vocational rehabilitation allocation,
 44 as well as matching other federal vocational
 45 rehabilitation funding that may become available.

46 b. For matching funds for programs to enable
 47 persons with severe physical or mental disabilities to
 48 function more independently, including salaries and
 49 support, and for not more than the following full-time
 50 equivalent position:

Page 4

1\$ 76,421
 2FTEs 1.00

3 The highest priority use for the moneys
 4 appropriated under this lettered paragraph shall be
 5 for programs that emphasize employment and assist
 6 persons with severe physical or mental disabilities to
 7 find and maintain employment to enable them to
 8 function more independently.

9 5. STATE LIBRARY

10 a. For salaries, support, maintenance,
 11 miscellaneous purposes, and for not more than the
 12 following full-time equivalent positions:
 13\$ 3,223,756
 14FTEs 20.00

15 From the funds appropriated in this subsection, the
 16 sum of \$32,000 shall be used to promote libraries as
 17 community centers for lifelong learning, encouraging
 18 reading and sharing of family stories with children
 19 early in life, and establishing nontraditional
 20 partnerships with libraries and community/business
 21 groups.

22 Reimbursement of the institutions of higher
 23 learning under the state board of regents for
 24 participation in the access plus program during the
 25 fiscal year beginning July 1, 2000, and ending June
 26 30, 2001, shall not exceed the total amount of
 27 reimbursement paid to the regents institutions of
 28 higher learning for participation in the access plus
 29 program during the fiscal year beginning July 1, 1999,
 30 and ending June 30, 2000.

31 b. For the enrich Iowa pilot program:
 32\$ 1,500,000

33 (1) Funds allocated for purposes of the enrich
 34 Iowa pilot program as provided in this lettered
 35 paragraph shall be distributed by the division of
 36 libraries and information services to eligible public
 37 libraries that are in compliance with performance
 38 measures adopted by rule by the commission. The funds
 39 allocated as provided in this lettered paragraph shall
 40 not be used for the costs of administration by the
 41 division. The amount distributed to each eligible
 42 public library shall be based upon the following:

- 43 (a) The level of compliance by the eligible public
- 44 library with the performance measures adopted by the
- 45 commission as provided in this subsection.
- 46 (b) The number of people residing within an
- 47 eligible library's geographic service area for whom
- 48 the library provides services.
- 49 (c) The amount of other funding the eligible
- 50 public library received in the previous fiscal year

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- 1 for providing services to rural residents and to
- 2 contracting communities.
- 3 (2) Moneys received by a public library under this
- 4 lettered paragraph shall supplement, not supplant, any
- 5 other funding received by the library.
- 6 (3) For purposes of this section, "eligible public
- 7 library" means a public library that meets at least
- 8 all of the following requirements:

9 (a) Submits to the division all of the following:

10 (i) The report provided for under section 256.51,
11 subsection 1, paragraph "h".

12 (ii) An application and accreditation report, in a
13 format approved by the commission, that provides
14 evidence of the library's compliance with at least one
15 level of the standards established in accordance with
16 section 256.51, subsection 1, paragraph "k".

17 (iii) Any other application or report the division
18 deems necessary for the implementation of the enrich
19 Iowa program.

20 (b) Participates in the library resource and
21 information sharing programs established by the state
22 library.

23 (c) Is a public library established by city
24 ordinance or a county library as provided in chapter
25 336.

26 (4) Each eligible public library shall maintain a
27 separate listing within its budget for payments
28 received and expenditures made pursuant to this
29 lettered paragraph, and shall annually submit this
30 listing to the division.

31 (5) By January 15, 2001, the division shall submit
32 a program evaluation report to the general assembly
33 and the governor detailing the uses and the impacts of
34 funds allocated under this lettered paragraph. The
35 general assembly shall address the continuation of the
36 enrich Iowa pilot program during the 2001 legislative
37 session.

38 6. REGIONAL LIBRARY

39 For state aid:

40\$ 1,687,000

41 The division of libraries and information services
42 shall submit a list of current regional library
43 employees and their salaries to the department of
44 management by August 1, 2000. The list shall be used
45 by the department for purposes of calculating the
46 annual salary increase need, based on the salary
47 increases negotiated by the American federation of
48 state, county, and municipal employees. The amount
49 calculated by the department for salary need shall be
50 included in the regional library budget request

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1 submitted to the governor for the fiscal year
2 beginning July 1, 2001, and ending June 30, 2002.

3 7. PUBLIC BROADCASTING DIVISION

4 For salaries, support, maintenance, capital
5 expenditures, miscellaneous purposes, and for not more
6 than the following full-time equivalent positions:

7\$ 8,266,389

8FTEs 105.40

9 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

10 For reimbursement for vocational education

11 expenditures made by secondary schools:

12\$ 3,308,850

13 Funds appropriated in this subsection shall be used
14 for expenditures made by school districts to meet the
15 standards set in sections 256.11, 258.4, and 260C.14
16 as a result of the enactment of 1989 Iowa Acts,
17 chapter 278. Funds shall be used as reimbursement for
18 vocational education expenditures made by secondary
19 schools in the manner provided by the department of
20 education for implementation of the standards set in
21 1989 Iowa Acts, chapter 278.

22 9. SCHOOL FOOD SERVICE

23 For use as state matching funds for federal
24 programs that shall be disbursed according to federal
25 regulations, including salaries, support, maintenance,
26 miscellaneous purposes, and for not more than the
27 following full-time equivalent positions:

28\$ 2,716,859

29FTEs 14.00

30 10. IOWA EMPOWERMENT FUND

31 For deposit in the school ready children grants
32 account of the Iowa empowerment fund created in
33 section 28.9:

34\$ 15,600,000

35 From the moneys deposited in the school ready
36 children grants account for the fiscal year beginning
37 July 1, 2000, and ending June 30, 2001, not more than
38 \$200,000 is allocated for the community empowerment
39 office and other technical assistance activities.

40 It is the intent of the general assembly that all
41 school ready children grant applicants be awarded
42 funds if the applicants meet standards for approval as
43 established by the Iowa empowerment board. If the
44 amount available for distribution is insufficient for
45 full funding of all allocations to community
46 empowerment areas receiving a school ready children
47 grant, the shortfall shall be distributed by
48 reductions in the allocations of all community
49 empowerment areas in the proportion that an individual
50 allocation bears to the total amount of allocations.

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1 The Iowa empowerment board shall direct staff to
2 work with the advisory council to inventory technical
3 assistance needs. The board shall establish regional
4 technical assistance teams to be composed of
5 representatives from various agencies as appropriate,
6 including but not limited to the area education

7 agencies, community colleges, the Iowa state
 8 university cooperative extension service in
 9 agriculture and home economics, and community action
 10 agencies. From the funds appropriated in this
 11 subsection, the board may allocate moneys for the
 12 purpose of skills development and support for ongoing
 13 training of the regional technical assistance teams.
 14 Funds pursuant to this subsection shall not be used to
 15 employ additional staff or for reimbursement of staff.

16 As a condition of funding, each local community
 17 empowerment area board shall report to the Iowa state
 18 empowerment board the progress on each of the state
 19 indicators approved by the state board, the progress
 20 on its local indicators, and any changes in its plan
 21 for the next year including the justification for
 22 changes.

23 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

24 To provide funds for costs of providing textbooks
 25 to each resident pupil who attends a nonpublic school
 26 as authorized by section 301.1. The funding is
 27 limited to \$20 per pupil and shall not exceed the
 28 comparable services offered to resident public school
 29 pupils:

30\$ 650,000

31 12. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

32 To assist a vocational agriculture youth
 33 organization sponsored by the schools to support the
 34 foundation established by that vocational agriculture
 35 youth organization and for other youth activities:

36\$ 107,900

37 13. NATIONAL BOARD CERTIFICATION

38 For the issuance of national board certification
 39 awards in accordance with section 256.44:

40\$ 1,700,000

41 Notwithstanding section 8.33, funds appropriated
 42 for purposes of this subsection which remain
 43 unencumbered or unobligated at the close of the fiscal
 44 year, shall not revert but shall be available for
 45 expenditure for purposes of issuing national board
 46 certification awards during the succeeding fiscal
 47 year.

48 14. EMPLOYABILITY SKILLS ASSESSMENT REIMBURSEMENTS

49 For reimbursement of school district claims for the
 50 costs of acquiring and using employability skills

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1 assessment tools as provided in section 256.39A:
 2\$ 800,000

3 15. BEGINNING TEACHER INDUCTION PROGRAM

4 For purposes of the beginning teacher induction
 5 program as provided in section 256E.2:

6\$ 600,000

7 Notwithstanding section 8.33, moneys appropriated
8 in this subsection that remain unencumbered or
9 unobligated at the close of the fiscal year shall not
10 revert but shall remain available for expenditure for
11 the purposes designated until the close of the
12 succeeding fiscal year.

13 16. JOBS FOR AMERICA'S GRADUATES

14 For school districts to provide direct services to
15 the most at-risk senior high school students enrolled
16 in school districts through direct intervention by a
17 "jobs for America's graduates" specialist:

18\$ 333,000

19 17. STRENGTHENING FAMILIES PROGRAM

20 For communities to participate in the strengthening
21 families program:

22\$ 50,000

23 18. CONNECTING EDUCATION AND WORKFORCE DEVELOPMENT

24 For purposes of providing support to statewide
25 school-to-work implementation through professional
26 development opportunities, employability skill
27 revalidation, partnership capacity building,
28 connecting to the department of workforce
29 development's making connections system
30 implementation, and the integration of academic and
31 vocational education.

32\$ 210,000

33 19. EDUCATION INNOVATION PROJECT GRANTS

34 To support innovative research-based K-12 education
35 projects:

36\$ 675,000

37 a. From the funds appropriated in this subsection,
38 the sum of \$375,000 shall be used by the council for
39 continuous improvement to study methods to improve
40 teacher compensation and to award education innovation
41 project grants. Eligible projects shall demonstrate
42 research-based innovative methods to improve the
43 quality of teaching or promote attraction and
44 retention of teachers in the teaching profession,
45 identify measurable performance indicators and
46 annually report results, and demonstrate how the
47 project can be self-supporting within a three-year to
48 five-year period. Notwithstanding section 8.33,
49 unencumbered or unobligated funds remaining on June 30
50 of the fiscal year from funds allocated in this

1 paragraph shall not revert but shall be available for
2 expenditure for the following fiscal year for the
3 purposes of this paragraph.

4 b. The department shall establish pilot regional

5 academies in cooperation with school districts, area
6 education agencies, and postsecondary institutions.
7 From the funds appropriated in this subsection, not
8 more than \$300,000 shall be used to provide grant
9 moneys to the pilot regional academies to enable the
10 academies to provide high school students with
11 advanced level courses and technical courses not
12 currently available within the curriculum in their
13 district of attendance.

14 c. The department shall submit a report on the
15 status of the projects receiving grants under this
16 subsection to the senate and house standing committees
17 on education and the joint appropriations subcommittee
18 on education by December 1, 2000.

19 20. COMMUNITY COLLEGES

20 For general state financial aid, including general
21 financial aid to merged areas in lieu of personal
22 property tax replacement payments, to merged areas as
23 defined in section 260C.2, for vocational education
24 programs in accordance with chapters 258 and 260C:
25\$149,986,190

26 The funds appropriated in this subsection shall be
27 allocated as follows:

28 a. Merged Area I	\$ 7,202,096
29 b. Merged Area II	\$ 8,453,671
30 c. Merged Area III	\$ 7,824,583
31 d. Merged Area IV	\$ 3,827,795
32 e. Merged Area V	\$ 8,018,137
33 f. Merged Area VI	\$ 7,422,758
34 g. Merged Area VII	\$ 10,732,812
35 h. Merged Area IX	\$ 13,220,395
36 i. Merged Area X	\$ 20,786,530
37 j. Merged Area XI	\$ 22,027,788
38 k. Merged Area XII	\$ 8,671,940
39 l. Merged Area XIII	\$ 8,921,448
40 m. Merged Area XIV	\$ 3,871,210
41 n. Merged Area XV	\$ 12,205,802
42 o. Merged Area XVI	\$ 6,799,225

43 Sec. 4. DISTRIBUTION OF FUNDS APPROPRIATED. For

44 the fiscal year beginning July 1, 2000, and ending
45 June 30, 2001, moneys appropriated by the general
46 assembly from the general fund to the department of
47 education for community colleges for a fiscal year
48 shall be allocated to each community college by the
49 department of education in the following manner:

50 1. BASE FUNDING. The base funding for a fiscal

1 year shall be equal to the amount each community
2 college received as an allocation from appropriations
3 made from the general fund of the state in the most

4 recent fiscal year.

5 2. DISTRIBUTION FOR INFLATION. First priority
6 shall be to give each college an increase based upon
7 inflation. The inflation increase shall be not less
8 than 2 percent. However, the inflation increase shall
9 be equal to the national inflation rate, if it exceeds
10 2 percent, if the amount of state aid appropriated is
11 equal to or greater than the national inflation rate.

12 3. DISTRIBUTION BASED ON PROPORTIONAL SHARE OF
13 ENROLLMENT. The balance of the growth in state aid
14 appropriations, once the inflation increase has been
15 satisfied, shall be distributed based on each
16 college's proportional share of enrollment. However,
17 a minimum of one percent of the total growth shall be
18 distributed in this manner.

19 4. If the total appropriation made by the general
20 assembly is less than 2 percent growth, the entire
21 increase shall be distributed as inflation.

22 Sec. 5. BOARD OF EDUCATIONAL EXAMINERS LICENSING
23 FEES. Notwithstanding section 272.10, up to 85
24 percent of any funds received annually resulting from
25 an increase in fees approved and implemented for
26 licensing by the state board of educational examiners
27 after July 1, 1997, shall be available for the fiscal
28 year beginning July 1, 2000, to the state board for
29 purposes related to the state board's duties,
30 including, but not limited to, additional full-time
31 equivalent positions. The director of revenue and
32 finance shall draw warrants upon the treasurer of
33 state from the funds appropriated as provided in this
34 section and shall make the funds resulting from the
35 increase in fees available during the fiscal year to
36 the state board on a monthly basis.

37 Sec. 6. PROVIDING LIMITED PHASE III MONEYS
38 DISTRIBUTION AUTHORITY TO THE DIRECTOR.
39 Notwithstanding the appropriations in section 294A.25,
40 subsections 4, 6, 7, 8, 9, 10, 12, 13, 14, and 15 for
41 the fiscal year beginning July 1, 2000, the director
42 of the department of education is authorized to
43 determine the amount of phase III moneys which shall
44 be distributed for the purposes described in section
45 294A.25, subsections 4, 6, 7, 8, 9, 10, 12, 13, 14,
46 and 15 for the fiscal year beginning July 1, 2000.

47 STATE BOARD OF REGENTS

48 Sec. 7. There is appropriated from the general
49 fund of the state to the state board of regents for
50 the fiscal year beginning July 1, 2000, and ending

3 purposes designated:

4 1. OFFICE OF STATE BOARD OF REGENTS

5 a. For salaries, support, maintenance,
6 miscellaneous purposes, and for not more than the
7 following full-time equivalent positions:

8\$ 1,287,045
9FTEs 15.63

10 The state board of regents, the department of
11 management, and the legislative fiscal bureau shall
12 cooperate to determine and agree upon, by November 15,
13 2000, the amount that needs to be appropriated for
14 tuition replacement for the fiscal year beginning July
15 1, 2001.

16 The state board of regents shall submit a monthly
17 financial report in a format agreed upon by the state
18 board of regents office and the legislative fiscal
19 bureau.

20 b. For funds to be allocated to the southwest Iowa
21 graduate studies center:
22\$ 114,324

23 c. For funds to be allocated to the siouxland
24 interstate metropolitan planning council for the
25 tristate graduate center under section 262.9,
26 subsection 21:
27\$ 83,778

28 d. For funds to be allocated to the quad-cities
29 graduate studies center:
30\$ 171,382

31 2. STATE UNIVERSITY OF IOWA

32 a. General university, including lakeside
33 laboratory

34 For salaries, support, maintenance, equipment,
35 miscellaneous purposes, and for not more than the
36 following full-time equivalent positions:
37\$248,718,025
38FTEs 4,050.62

39 b. University hospitals
40 For salaries, support, maintenance, equipment, and
41 miscellaneous purposes and for medical and surgical
42 treatment of indigent patients as provided in chapter
43 255, for medical education, and for not more than the
44 following full-time equivalent positions:
45\$ 32,679,312
46FTEs 5,626.24

47 The university of Iowa hospitals and clinics shall,
48 within the context of chapter 255 and when medically
49 appropriate, make reasonable efforts to extend the
50 university of Iowa hospitals and clinics' use of home

2 frequency of visits to the hospital required by
3 indigent patients. The university of Iowa hospitals
4 and clinics shall submit a report to the general
5 assembly and the legislative fiscal bureau by January
6 15, 2001, describing its use of these technologies to
7 accomplish this purpose.

8 The university of Iowa hospitals and clinics shall
9 submit quarterly a report regarding the portion of the
10 appropriation in this lettered paragraph expended on
11 medical education. The report shall be submitted in a
12 format jointly developed by the university of Iowa
13 hospitals and clinics, the legislative fiscal bureau,
14 and the department of management, and shall delineate
15 the expenditures and purposes of the funds.

16 Funds appropriated in this lettered paragraph shall
17 not be used to perform abortions except medically
18 necessary abortions, and shall not be used to operate
19 the early termination of pregnancy clinic except for
20 the performance of medically necessary abortions. For
21 the purpose of this lettered paragraph, an abortion is
22 the purposeful interruption of pregnancy with the
23 intention other than to produce a live-born infant or
24 to remove a dead fetus, and a medically necessary
25 abortion is one performed under one of the following
26 conditions:

27 (1) The attending physician certifies that
28 continuing the pregnancy would endanger the life of
29 the pregnant woman.

30 (2) The attending physician certifies that the
31 fetus is physically deformed, mentally deficient, or
32 afflicted with a congenital illness.

33 (3) The pregnancy is the result of a rape which is
34 reported within 45 days of the incident to a law
35 enforcement agency or public or private health agency
36 which may include a family physician.

37 (4) The pregnancy is the result of incest which is
38 reported within 150 days of the incident to a law
39 enforcement agency or public or private health agency
40 which may include a family physician.

41 (5) The abortion is a spontaneous abortion,
42 commonly known as a miscarriage, wherein not all of
43 the products of conception are expelled.

44 The total quota allocated to the counties for
45 indigent patients for the fiscal year beginning July
46 1, 2000, shall not be lower than the total quota
47 allocated to the counties for the fiscal year
48 commencing July 1, 1999. The total quota shall be
49 allocated among the counties on the basis of the 1990
50 census pursuant to section 255.16.

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1	c. Psychiatric hospital	
2	For salaries, support, maintenance, equipment,	
3	miscellaneous purposes, for the care, treatment, and	
4	maintenance of committed and voluntary public	
5	patients, and for not more than the following full-	
6	time equivalent positions:	
7	.....	\$ 8,241,465
8	.....FTEs	279.85
9	d. Hospital-school	
10	For salaries, support, maintenance, miscellaneous	
11	purposes, and for not more than the following full-	
12	time equivalent positions:	
13	.....	\$ 7,305,037
14	.....FTEs	157.69
15	e. Oakdale campus	
16	For salaries, support, maintenance, miscellaneous	
17	purposes, and for not more than the following full-	
18	time equivalent positions:	
19	.....	\$ 3,169,417
20	.....FTEs	43.25
21	f. State hygienic laboratory	
22	For salaries, support, maintenance, miscellaneous	
23	purposes, and for not more than the following full-	
24	time equivalent positions:	
25	.....	\$ 4,074,514
26	.....FTEs	102.49
27	g. Family practice program	
28	For allocation by the dean of the college of	
29	medicine, with approval of the advisory board, to	
30	qualified participants, to carry out chapter 148D for	
31	the family practice program, including salaries and	
32	support, and for not more than the following full-time	
33	equivalent positions:	
34	.....	\$ 2,398,895
35	.....FTEs	192.40
36	h. Child health care services	
37	For specialized child health care services,	
38	including childhood cancer diagnostic and treatment	
39	network programs, rural comprehensive care for	
40	hemophilia patients, and the Iowa high-risk infant	
41	follow-up program, including salaries and support, and	
42	for not more than the following full-time equivalent	
43	positions:	
44	.....	\$ 655,199
45	.....FTEs	9.22
46	i. Agricultural health and safety programs	
47	For agricultural health and safety programs and for	
48	not more than the following full-time equivalent	
49	positions:	
50	\$ 279,690

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1	FTEs	3.48
2	j. Statewide cancer registry		
3	For the statewide cancer registry and for not more		
4	than the following full-time equivalent positions:		
5	.....	\$	214,020
6	.....	FTEs	2.40
7	k. Substance abuse consortium		
8	For funds to be allocated to the Iowa consortium		
9	for substance abuse research and evaluation and for		
10	not more than the following full-time equivalent		
11	positions:		
12	.....	\$	75,536
13	.....	FTEs	1.50
14	l. Center for biocatalysis		
15	For the center for biocatalysis and for not more		
16	than the following full-time equivalent positions:		
17	.....	\$	1,074,259
18	.....	FTEs	5.20
19	m. National advanced driving simulator		
20	For the national advanced driving simulator and for		
21	not more than the following full-time equivalent		
22	positions:		
23	.....	\$	297,104
24	.....	FTEs	4.25
25	n. Primary health care initiative		
26	For the primary health care initiative in the		
27	college of medicine and for not more than the		
28	following full-time equivalent positions:		
29	.....	\$	901,405
30	.....	FTEs	7.75
31	From the funds appropriated in this lettered		
32	paragraph, \$330,000 shall be allocated to the		
33	department of family practice at the state university		
34	of Iowa college of medicine for family practice		
35	faculty and support staff.		
36	o. Birth defects registry		
37	For the birth defects registry and for not more		
38	than the following full-time equivalent positions:		
39	.....	\$	51,984
40	.....	FTEs	1.30
41	p. School of public health and public health		
42	initiative		
43	For purposes of establishing an accredited school		
44	of public health and to fund an initiative for the		
45	health and independence of elderly Iowans:		
46	.....	\$	2,750,000
47	3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY		
48	a. General university		
49	For salaries, support, maintenance, equipment,		
50	miscellaneous purposes, and for not more than the		

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1 following full-time equivalent positions:
2\$194,445,960
3FTEs 3,600.44
4 b. Agricultural experiment station
5 For salaries, support, maintenance, miscellaneous
6 purposes, and for not more than the following full-
7 time equivalent positions:
8\$ 36,252,371
9FTEs 546.98
10 c. Cooperative extension service in agriculture
11 and home economics
12 For salaries, support, maintenance, miscellaneous
13 purposes, and for not more than the following full-
14 time equivalent positions:
15\$ 23,561,869
16FTEs 443.91
17 From the funds appropriated in this lettered
18 paragraph, \$150,000 shall be used for the food, fiber,
19 and environmental science program, and \$1,066,000
20 shall be used for the value-added agricultural
21 projects as part of the extension 21 program.
22 d. Leopold center
23 For agricultural research grants at Iowa state
24 university under section 266.39B, and for not more
25 than the following full-time equivalent positions:
26\$ 576,969
27FTEs 11.25
28 e. Livestock disease research
29 For deposit in and the use of the livestock disease
30 research fund under section 267.8, and for not more
31 than the following full-time equivalent positions:
32\$ 279,077
33FTEs 3.17
34 f. Center for excellence in fundamental plant
35 science
36 For salaries, support, maintenance, equipment,
37 miscellaneous purposes, and for not more than the
38 following full-time equivalent positions:
39\$ 4,670,000
40FTEs 23.64
41 4. UNIVERSITY OF NORTHERN IOWA
42 a. General university
43 For salaries, support, maintenance, equipment,
44 miscellaneous purposes, and for not more than the
45 following full-time equivalent positions:
46\$ 88,090,830
47FTEs 1,435.56
48 b. Recycling and reuse center
49 For purposes of the recycling and reuse center and
50 for not more than the following full-time equivalent

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1 positions:
2\$ 248,878
3FTEs 1.50
4 5. STATE SCHOOL FOR THE DEAF
5 For salaries, support, maintenance, miscellaneous
6 purposes, and for not more than the following full-
7 time equivalent positions:
8\$ 7,976,998
9FTEs 126.60
10 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
11 For salaries, support, maintenance, miscellaneous
12 purposes, and for not more than the following full-
13 time equivalent positions:
14\$ 4,455,283
15FTEs 89.94
16 7. TUITION AND TRANSPORTATION COSTS
17 For payment to local school boards for the tuition
18 and transportation costs of students residing in the
19 Iowa braille and sight saving school and the state
20 school for the deaf pursuant to section 262.43 and for
21 payment of certain clothing and transportation costs
22 for students at these schools pursuant to section
23 270.5:
24\$ 18,400
25 Sec. 8. REGENTS INSTITUTIONS COLLECTIVE BARGAINING
26 AGREEMENTS AND NONCONTRACT SALARY INCREASES FUNDED -
27 GENERAL FUND.
28 1. There is appropriated from the general fund of
29 the state to the state board of regents for
30 distribution by the state board, in consultation with
31 the department of management, for the fiscal year
32 beginning July 1, 2000, and ending June 30, 2001, the
33 amount of \$18,157,036, or so much thereof as may be
34 necessary, to fully fund the following annual pay
35 adjustments, expense reimbursements, and related
36 benefits:
37 a. For collective bargaining agreements negotiated
38 pursuant to chapter 20 for employees in the
39 institutions under the control of the state board of
40 regents.
41 b. For regents merit system employees and merit
42 supervisory employees not covered by a bargaining
43 agreement to fund for the fiscal year, increases
44 comparable to those provided for similar contract-
45 covered employees.
46 c. For faculty members and professional and
47 scientific employees not covered by a bargaining
48 agreement to fund for the fiscal year, increases
49 comparable to those provided for contract-covered
50 employees in the university of northern Iowa faculty

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1	bargaining unit.	
2	2. The funds appropriated in subsection 1 shall be	
3	allocated as follows:	
4	a. Office of the state board of regents:	
5	.....	\$ 39,757
6	b. State university of Iowa:	
7	.....	\$ 8,383,339
8	c. Iowa state university of science and	
9	technology:	
10	.....	\$ 6,825,305
11	d. University of northern Iowa:	
12	.....	\$ 2,653,632
13	e. State school for the deaf:	
14	.....	\$ 156,067
15	f. Iowa Braille and sight saving school:	
16	.....	\$ 98,936

17 3. The funds appropriated under subsection 1 shall
 18 exclude general university indirect costs and general
 19 university federal funds and tuition.

20 **Sec. 9. MEDICAL ASSISTANCE – SUPPLEMENTAL**
 21 **AMOUNTS.** For the fiscal year beginning July 1, 2000,
 22 and ending June 30, 2001, the department of human
 23 services shall continue the supplemental
 24 disproportionate share and a supplemental indirect
 25 medical education adjustment applicable to state-owned
 26 acute care hospitals with more than 500 beds and shall
 27 reimburse qualifying hospitals pursuant to that
 28 adjustment with a supplemental amount for services
 29 provided medical assistance recipients. The
 30 adjustment shall generate supplemental payments
 31 intended to equal the state appropriation made to a
 32 qualifying hospital for treatment of indigent patients
 33 as provided in chapter 255. To the extent of the
 34 supplemental payments, a qualifying hospital shall,
 35 after receipt of the funds, transfer to the department
 36 of human services an amount equal to the actual
 37 supplemental payments that were made in that month.
 38 The aggregate amounts for the fiscal year shall not
 39 exceed the state appropriation made to the qualifying
 40 hospital for treatment of indigent patients as
 41 provided in chapter 255. The department of human
 42 services shall deposit these funds in the department's
 43 medical assistance account. To the extent that state
 44 funds appropriated to a qualifying hospital for the
 45 treatment of indigent patients as provided in chapter
 46 255 have been transferred to the department of human
 47 services as a result of these supplemental payments
 48 made to the qualifying hospital, the department shall
 49 not, directly or indirectly, recoup the supplemental
 50 payments made to a qualifying hospital for any reason,

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1 unless an equivalent amount of the funds transferred
2 to the department of human services by a qualifying
3 hospital pursuant to this provision is transferred to
4 the qualifying hospital by the department.
5 If the state supplemental amount allotted to the
6 state of Iowa for the federal fiscal year beginning
7 October 1, 2000, and ending September 30, 2001,
8 pursuant to section 1923(f)(3) of the federal Social
9 Security Act, as amended, or pursuant to federal
10 payments for indirect medical education is greater
11 than the amount necessary to fund the federal share of
12 the supplemental payments specified in the preceding
13 paragraph, the department of human services shall
14 increase the supplemental disproportionate share or
15 supplemental indirect medical education adjustment by
16 the lesser of the amount necessary to utilize fully
17 the state supplemental amount or the amount of state
18 funds appropriated to the state university of Iowa
19 general education fund and allocated to the university
20 for the college of medicine. The state university of
21 Iowa shall transfer from the allocation for the
22 college of medicine to the department of human
23 services, on a monthly basis, an amount equal to the
24 additional supplemental payments made during the
25 previous month pursuant to this paragraph. A
26 qualifying hospital receiving supplemental payments
27 pursuant to this paragraph that are greater than the
28 state appropriation made to the qualifying hospital
29 for treatment of indigent patients as provided in
30 chapter 255 shall be obligated as a condition of its
31 participation in the medical assistance program to
32 transfer to the state university of Iowa general
33 education fund on a monthly basis an amount equal to
34 the funds transferred by the state university of Iowa
35 to the department of human services. To the extent
36 that state funds appropriated to the state university
37 of Iowa and allocated to the college of medicine have
38 been transferred to the department of human services
39 as a result of these supplemental payments made to the
40 qualifying hospital, the department shall not,
41 directly or indirectly, recoup these supplemental
42 payments made to a qualifying hospital for any reason,
43 unless an equivalent amount of the funds transferred
44 to the department of human services by the state
45 university of Iowa pursuant to this paragraph is
46 transferred to the qualifying hospital by the
47 department.
48 Continuation of the supplemental disproportionate
49 share and supplemental indirect medical education
50 adjustment shall preserve the funds available to the

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1 university hospital for medical and surgical treatment
2 of indigent patients as provided in chapter 255 and to
3 the state university of Iowa for educational purposes
4 at the same level as provided by the state funds
5 initially appropriated for that purpose.

6 The department of human services shall, in any
7 compilation of data or other report distributed to the
8 public concerning payments to providers under the
9 medical assistance program, set forth reimbursements
10 to a qualifying hospital through the supplemental
11 disproportionate share and supplemental indirect
12 medical education adjustment as a separate item and
13 shall not include such payments in the amounts
14 otherwise reported as the reimbursement to a
15 qualifying hospital for services to medical assistance
16 recipients.

17 For purposes of this section, "supplemental
18 payment" means a supplemental payment amount paid for
19 medical assistance to a hospital qualifying for that
20 payment under this section.

21 Sec. 10. 2000 Iowa Acts, House File 2039, section
22 24, is amended to read as follows:

23 **SEC. 24. MEDICAL ASSISTANCE CLAIMING BY STATE**

24 **BOARD OF REGENTS.** The state shall enter into a
25 contract to enhance claiming of medical assistance
26 program reimbursement payable for services provided by
27 the state university of Iowa hospitals and clinics.

28 After payment of contract costs, the first \$4,000,000
29 \$12,000,000 received in additional reimbursement from
30 the enhanced claiming during the period beginning with
31 the effective date of this Act, and ending June 30,
32 2001, shall be credited to the general fund of the
33 state. The balance of the additional reimbursement
34 received during the period is appropriated to the
35 state board of regents for the state university of
36 Iowa hospitals and clinics for other expenses
37 associated with the enhanced claiming and for the
38 provision of services. The state board of regents
39 shall report quarterly during the period delineated in
40 this section to the department of management and the
41 legislative fiscal bureau concerning the enhanced
42 claiming and reimbursement that is received and
43 anticipated.

44 **Sec. 11. STATE UNIVERSITY OF IOWA – DEPARTMENT OF**
45 **HUMAN SERVICES.** The department of human services
46 shall transfer to the state university of Iowa for the
47 purposes of the creative employment options program
48 the same amount of moneys in the fiscal year beginning
49 July 1, 2000, and ending June 30, 2001, as was
50 transferred in the fiscal year beginning July 1, 1997,

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- 1 and ending June 30, 1998.
- 2 Sec. 12. For the fiscal year beginning July 1,
3 2000, and ending June 30, 2001, the state board of
4 regents may use notes, bonds, or other evidences of
5 indebtedness issued under section 262.48 to finance
6 projects that will result in energy cost savings in an
7 amount that will cause the state board to recover the
8 cost of the projects within an average of six years.
- 9 Sec. 13. Notwithstanding section 270.7, the
10 department of revenue and finance shall pay the state
11 school for the deaf and the Iowa braille and sight
12 saving school the moneys collected from the counties
13 during the fiscal year beginning July 1, 2000, for
14 expenses relating to prescription drug costs for
15 students attending the state school for the deaf and
16 the Iowa braille and sight saving school.
- 17 Sec. 14. Section 28.8, Code Supplement 1999, is
18 amended by adding the following new subsection:
19 NEW SUBSECTION. 3A. The Iowa board, in
20 consultation with community empowerment area boards,
21 shall develop and adopt criteria to be addressed in a
22 school ready children grant application. The criteria
23 shall include but is not limited to the following
24 quality indicators for the services and programs
25 funded under a grant:
- 26 a. Services are delivered by qualified persons.
27 b. Services are delivered using research-based
28 methods.
29 c. Programs include adequate parental involvement.
30 d. Programs include effective local assessments.
- 31 Sec. 15. NEW SECTION. 256.39A EMPLOYABILITY
32 SKILLS ASSESSMENT REIMBURSEMENTS.
- 33 1. If the general assembly appropriates moneys to
34 pay school district claims for the costs of
35 employability skills assessment tools, the department
36 of education shall reimburse school district claims
37 for the costs of acquiring, administering, and scoring
38 assessment tools to assess the employability skills of
39 students. The director of education shall identify
40 available employability skills assessment tools that
41 school districts may use to meet the claim
42 reimbursement requirements of this section.
- 43 2. In order to be eligible for reimbursement under
44 this section, a school district shall submit a claim
45 on forms provided by the department by July 15, and
46 the claim shall state the actual costs incurred and
47 shall be accompanied by an affidavit of an officer of
48 the school district affirming the accuracy of the
49 claim.
- 50 3. A school district that submits to the

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1 department a claim for reimbursement in accordance
2 with this section shall develop and integrate specific
3 employability skills, goals, and activities into the
4 comprehensive school improvement plan required under
5 section 256.7, subsection 21, paragraph "a".

6 4. The department of education shall certify to
7 the department of revenue and finance the total
8 amounts of approved claims to be paid and, to the
9 extent moneys are appropriated, the department of
10 revenue and finance shall draw warrants payable to
11 school districts with approved claims, taking into
12 consideration the relative budget and cash position of
13 the state resources. If the funds appropriated for
14 purposes of this section are insufficient to pay in
15 full the claims submitted by school districts and
16 approved by the department, the amounts of approved
17 claims shall be prorated among all school districts
18 with approved claims.

19 5. Moneys received under this section shall not be
20 commingled with state aid payments made under section
21 257.16 to a school district and shall be accounted for
22 by the school district separately from state aid
23 payments. Payments made to a school district under
24 this section are miscellaneous income for purposes of
25 chapter 257.

26 Sec. 16. Section 256.52, subsection 3, Code 1999,
27 is amended by adding the following new paragraph after
28 paragraph d:

29 **NEW PARAGRAPH.** dd. Coordinate group purchases of
30 electronic educational content for potential and
31 actual participating entities. In coordinating such
32 purchases the state librarian may negotiate and enter
33 into contracts with vendors and participating
34 entities. The state librarian shall also administer
35 any funds designated for the purposes described in
36 this paragraph. For purposes of this paragraph:

37 (1) "Electronic educational content" means any
38 information resource that can be stored
39 electronically, including, but not limited to,
40 databases, video, audio, and graphics.

41 (2) "Participating entity" includes a governmental
42 entity or educational institution in this state,
43 including a school, area education agency, community
44 college, institution of higher education, library, or
45 regional library.

46 Sec. 17. **NEW SECTION.** 256.57 ELECTRONIC
47 EDUCATIONAL CONTENT FUND.

48 1. An electronic educational content fund is
49 created as a separate fund in the state treasury. The
50 fund shall consist of appropriations made to the fund,

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1 contributions from participating entities, as defined
2 in section 256.52, subsection 3, paragraph "dd", and
3 transfers of interest, earnings, and moneys from other
4 funds as provided by law and any other contributions
5 to the fund.

6 2. Moneys in the fund are not subject to section
7 8.33. Notwithstanding section 12C.7, subsection 2,
8 interest or earnings on moneys in the fund shall be
9 credited to the fund.

10 3. Moneys in the fund are subject to appropriation
11 by the general assembly to the state librarian for the
12 purposes described in section 256.52, subsection 3,
13 paragraph "dd".

14 Sec. 18. Section 256B.15, subsection 7, paragraph
15 a, Code 1999, is amended to read as follows:

16 7. a. The treasurer of the state shall credit
17 receipts received under this section to the department
18 of human services to pay contractual fees incurred by
19 the department to maximize federal funding for special
20 education services. All remaining receipts in excess
21 of the amount necessary to pay contractual fees shall
22 be credited to the ~~general fund of the state~~
23 department of human services medical assistance
24 account.

25 Sec. 19. Section 256E.2, subsection 2, Code
26 Supplement 1999, is amended to read as follows:

27 2. The department shall adopt rules concerning the
28 grant application and award process, including
29 reasonable cost estimates for beginning teacher
30 induction programs. The department may disapprove a
31 plan submitted by a board if the plan does not meet
32 the minimum criteria set forth in section 256E.3,
33 subsection 2, or the plan exceeds the reasonable costs
34 as determined by the department. If the cost
35 estimates submitted by a board exceed reasonable cost
36 estimates as determined by the department, the
37 department shall work with the board to identify
38 measures for reducing plan costs. ~~If the department~~
39 ~~determines that moneys appropriated by the general~~
40 ~~assembly are insufficient to meet the grant requests~~
41 ~~for all approved beginning teacher induction program~~
42 ~~plans, the department shall award grants based on the~~
43 ~~geographic location and district population of the~~
44 ~~school districts with approved plans.~~ Grants may be
45 awarded in subsequent years based upon the most recent
46 plan on file with the department. It is the intent of
47 the general assembly that the department approve plans
48 that incorporate local innovation and take into
49 consideration local needs.

50 Sec. 20. Section 261.12, subsection 1, paragraph

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1 b, Code Supplement 1999, is amended to read as
2 follows:

3 b. For the fiscal year beginning July 1, 1999
4 2000, and for each following fiscal year, ~~three~~ four
5 thousand ~~nine hundred~~ dollars.

6 Sec. 21. NEW SECTION. 261.22 CAREER
7 OPPORTUNITIES AND RESOURCES FOR EDUCATION GRANTS.

8 1. A career opportunities and resources for
9 education grant program is established to be
10 administered by the college student aid commission.
11 An individual is eligible for the grant program if the
12 individual is a resident of this state who is enrolled
13 at a community college in a vocational program
14 designated as a career opportunities and resources for
15 education program in accordance with the provisions of
16 this section. The college student aid commission
17 shall adopt rules pursuant to chapter 17A to
18 administer this section.

19 2. The department of economic development shall
20 identify, at least every four years, targeted
21 industries that pay high wages and offer excellent
22 benefits and that correspond to Iowa's areas of
23 competitive advantage. The director of the department
24 of economic development shall submit this list of
25 targeted industries to the director of the department
26 of education.

27 3. The Iowa workforce development board shall
28 identify, at least every two years, targeted
29 occupations associated with the targeted industries
30 identified by the department of economic development
31 pursuant to subsection 2. In determining current and
32 predicting future targeted occupations, the director
33 of the department of workforce development shall seek
34 the cooperation and expertise of, among others, the
35 department of economic development, the college
36 student aid commission, the Iowa state occupational
37 information coordinating committee, the department of
38 education, business and technology advisory councils,
39 educators, labor organizations, chambers of commerce,
40 economic development professionals, trade
41 associations, and researchers. The director of the
42 department of workforce development shall submit the
43 approved list of targeted occupations to the director
44 of the department of education.

45 4. A community college may submit to the
46 department of education a proposal for designation as
47 a career opportunities and resources for education
48 program. A proposed program may be a new or existing
49 community college program and shall meet all of the
50 following criteria:

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1 a. The program educates students to meet or exceed
2 the prerequisites for employment in a targeted
3 industry or targeted occupation identified in
4 accordance with this section.

5 b. A business guarantees to provide matching cash
6 or in-kind contributions to the community college for
7 the costs of the program. The matching funds or in-
8 kind contributions shall be equivalent to, at a
9 minimum, twenty percent of the program costs.
10 Matching funds shall not include tuition assistance
11 provided to a student who is employed by the business.

12 c. The program has an agreement with a business
13 whereby the business pledges to provide intellectual
14 assistance during the program's development and
15 implementation; internships, externships, and
16 scholarships to students in the program; and hiring
17 preferences to persons who successfully complete the
18 program.

19 5. The department of education and the department
20 of economic development shall develop a review and
21 approval process for the designation of community
22 college programs as career opportunities and resources
23 for education programs.

24 6. To be eligible to receive a grant under this
25 section, an applicant shall, in accordance with the
26 rules of the commission, do the following:

27 a. Complete and file an application for a career
28 opportunities and resources for education grant. The
29 individual shall be responsible for the prompt
30 submission of any information required by the
31 commission.

32 b. File a new application and submit information
33 as required by the commission annually on the basis of
34 which the applicant's eligibility for the renewed
35 grant will be evaluated and determined.

36 7. If a student receives financial aid from any
37 source other than the program established under this
38 section, the full amount of such financial aid shall
39 be considered part of the student's financial
40 resources available in determining the amount of the
41 student's financial need for the period of the
42 financial aid. Grant moneys received by a student in
43 accordance with this section shall be used to pay the
44 student's cost of attendance, which includes community
45 college tuition and fees, materials, textbooks and
46 supplies, transportation, room and board, dependent
47 care during the time the person is in class, and the
48 purchase or rental of a computer.

49 8. The amount of the grant shall not exceed a
50 student's annual financial need or two thousand five

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1 hundred dollars, whichever is less.
2 9. In order to be excused from repayment of the
3 total grant amount, a grant recipient shall remain a
4 resident of the state and be employed within the
5 state, for a period of two years after successful
6 completion of a career opportunities and resources for
7 education program. If a grant recipient changes
8 residence to another state prior to the time specified
9 by the commission, the commission shall establish a
10 plan for repayment of the total grant amount,
11 including an amount of interest to be prescribed by
12 the commission by rule, over a ten-year period. If a
13 person required to make the repayment does not make
14 the required payments, the commission shall provide
15 for payment collection.

16 10. The departments of economic development,
17 education, and workforce development, the college
18 student aid commission, and the community colleges
19 with designated programs shall jointly promote the
20 career opportunities and resources for education
21 program to all appropriate populations.

22 11. A career opportunities and resources for
23 education repayment fund is created for deposit of
24 payments made by grant recipients who do not fulfill
25 the conditions of the commission's specified residency
26 and employment requirements, and for any other moneys
27 appropriated to or received by the commission for
28 deposit in the fund. Notwithstanding section 8.33,
29 moneys deposited in the fund shall not revert to the
30 general fund of the state at the end of any fiscal
31 year, except as provided in this paragraph, but shall
32 remain in the repayment fund and be continuously
33 available to make additional grants under the program.
34 Notwithstanding section 12C.7, subsection 2, interest
35 or earnings on moneys deposited in the fund shall be
36 credited to the fund. Upon the repeal of this
37 section, moneys deposited in the fund and moneys due
38 the fund subsequent to the date of repeal shall be
39 deposited in the general fund of the state.

40 12. The commission shall adopt rules pursuant to
41 chapter 17A to administer this section.

42 13. This section is repealed on July 1, 2005.

43 Sec. 22. Section 261.25, subsection 1, Code
44 Supplement 1999, is amended to read as follows:

45 1. There is appropriated from the general fund of
46 the state to the commission for each fiscal year the
47 sum of ~~forty-seven~~ forty-eight million ~~six~~ eight
48 ~~hundred sixty-four~~ thirty thousand ~~seven hundred fifty~~
49 seventy-five dollars for tuition grants.

50 Sec. 23. Section 261.111, subsections 2 and 4,

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1 Code Supplement 1999, are amended to read as follows:

2 2. The director of the department of education, in
3 consultation with the director of human services,
4 shall annually designate the areas in which teacher
5 shortages are anticipated. The director shall
6 periodically conduct a survey of school districts,
7 accredited nonpublic schools, and approved
8 practitioner preparation programs to determine current
9 shortage areas and predict future shortage areas. The
10 director of human services shall periodically conduct
11 a survey of high-quality child care providers, as
12 determined under section 237A.30, subsection 1, to
13 determine current and to predict future preschool
14 teacher shortage areas.

15 4. Forgivable loans to eligible students shall not
16 become due until after the student graduates or leaves
17 school. The individual's total loan amount, including
18 principal and interest, shall be reduced by twenty
19 percent for each year in which the individual remains
20 an Iowa resident and is employed in Iowa by a school
21 district, ~~or an accredited nonpublic school,~~ or a
22 high-quality child care provider that is a holder of
23 the gold seal quality designation as provided in
24 section 237A.30, as a practitioner in the teacher
25 shortage area for which the loan was approved. If the
26 commission determines that the person does not meet
27 the criteria for forgiveness of the principal and
28 interest payments, the commission shall establish a
29 plan for repayment of the principal and interest over
30 a ten-year period. If a person required to make the
31 repayment does not make the required payments, the
32 commission shall provide for payment collection.

33 Sec. 24. Section 279.51, subsection 1, unnumbered
34 paragraph 1, Code Supplement 1999, is amended to read
35 as follows:

36 There is appropriated from the general fund of the
37 state to the department of education for the fiscal
38 year beginning July 1, 1998 ~~2000~~, and each succeeding
39 fiscal year, the sum of fifteen million ~~three~~ nine
40 hundred sixty thousand dollars.

41 Sec. 25. Section 279.51, subsection 1, paragraphs
42 c and e, Code Supplement 1999, are amended to read as
43 follows:

44 c. For each of the fiscal years during the fiscal
45 period beginning July 1, 2000, and ending June 30,
46 ~~2000~~ 2004, ~~two~~ three million ~~eight~~ four hundred
47 thousand dollars of the funds appropriated shall be
48 allocated for the school-based youth services
49 education program established in subsection 3. For
50 each of the fiscal years during the fiscal period

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1 beginning July 1, 1994, and ending June 30, ~~2000~~ 2004,
2 twenty thousand dollars of the funds allocated in this
3 paragraph shall be expended for staff development,
4 research, and the development of strategies for
5 coordination with community-based youth organizations
6 and agencies. A school that received a grant during
7 the fiscal year beginning July 1, 1993, or July 1,
8 1997, is ineligible to receive a grant under this
9 paragraph. Subject to the approval of the state board
10 of education, the allocation made in this paragraph
11 may be renewed for additional four-year periods of
12 time.

13 e. Notwithstanding paragraph "c", for each of the
14 fiscal years during the fiscal period beginning July
15 1, 1998, and ending June 30, ~~2000~~ 2004, fifty thousand
16 dollars of the funds allocated in paragraph "c" shall
17 be granted to each of the schools that received grants
18 under subsection 3 during the fiscal year beginning
19 July 1, 1993, or July 1, 1997, to allow for expansion
20 and to include identified minimum services if the
21 school submits a program plan pursuant to subsection
22 3.

23 Sec. 26. Section 279.51, subsection 1, Code
24 Supplement 1999, is amended by adding the following
25 new paragraphs:

26 NEW PARAGRAPH. g. From the moneys allocated in
27 paragraph "c", for each fiscal year in which moneys
28 are allocated, the sum of one hundred twenty thousand
29 dollars shall be used to support the family resource
30 center demonstration program established under chapter
31 256C.

32 NEW PARAGRAPH. h. From the moneys allocated in
33 paragraph "c", for each fiscal year in which moneys
34 are allocated, the sum of four hundred eighty thousand
35 dollars shall be used to support the extended learning
36 opportunities demonstration grant program. The
37 extended learning opportunities demonstration grant
38 program is established in the department of education
39 as a four-year demonstration grant program. The
40 department shall administer the program and provide
41 grants to establish at least one model program in a
42 school district with an enrollment of less than one
43 thousand two hundred, in a school district with an
44 enrollment of one thousand two hundred and not more
45 than four thousand nine hundred ninety-nine, and in a
46 school district with an enrollment of at least five
47 thousand. "Extended learning opportunity" means any
48 service provided outside the hours of a normal school
49 day or beyond the required school year and which is
50 designed to maximize student and family success.

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1 Extended learning opportunities include but are not
2 limited to extending the school year, the school day,
3 or other school-based programs for students and
4 families. Services may include but are not limited to
5 counseling, mentoring, cultural arts, community
6 service, clubs, computer access homework assistance,
7 and parenting skills. The model programs should
8 establish a continuum of academic and personal support
9 for students and their families.

10 From the sum allocated for use in accordance with
11 this paragraph "h" in the fiscal year beginning July
12 1, 2000, and ending June 30, 2001, one hundred twenty-
13 one thousand dollars shall be used to support the
14 americorps after-school initiative.

15 Sec. 27. Section 279.51, subsection 3, Code

16 Supplement 1999, is amended to read as follows:

17 3. A school-based youth services education program
18 is established. The department of education, in
19 consultation with the department of human services,
20 the department of workforce development, the Iowa
21 department of public health, the division of criminal
22 and juvenile justice planning of the department of
23 human rights, institutions of higher learning with
24 applicable programs, and the division of job training
25 and entrepreneurship assistance of the department of
26 economic development, shall develop a four-year
27 demonstration grant program that commences in the
28 fiscal year beginning July 1, 1994. The department
29 shall provide grants to individual or consortiums of
30 elementary, middle, or high schools to establish
31 school-based youth services programs, in conjunction
32 with local agencies and community organizations, based
33 upon program plans filed by the board of directors of
34 the school district. Grant recipients shall be
35 prepared to offer extended learning opportunities as
36 defined in subsection 1, paragraph "h" by July 1,
37 2001. The department shall provide grants to
38 establish model programs in at least the following
39 three size categories:

40 Sec. 28. Section 294A.25, subsections 1, 6, 10,
41 12, 13, and 14, Code Supplement 1999, are amended to
42 read as follows:

43 1. For the fiscal year beginning July 1, ~~1998~~
44 2000, and for each succeeding year, there is
45 appropriated from the general fund of the state to the
46 department of education the amount of ~~eighty-two~~
47 eighty million eight hundred ninety-one thousand three
48 hundred thirty-six dollars to be used to improve
49 teacher salaries. The moneys shall be distributed as
50 provided in this section.

Page 29

- 1 6. For the fiscal year beginning July 1, 1999
2 2000, and ending June 30, 2000 2001, from phase III
3 moneys the amount of fifty thousand dollars to the
4 department of education for the geography alliance.
- 5 10. For the fiscal year beginning July 1, 1998
6 2000, and for each succeeding fiscal year, the amount
7 of seventy thousand dollars to the state board of
8 regents for equal distribution to the Iowa braille and
9 sight saving school and the Iowa state school for the
10 deaf from phase III moneys.
- 11 12. For the fiscal year beginning July 1, 1999
12 2000, and ending June 30, 2000 2001, to the department
13 of education from phase III moneys the amount of one
14 hundred fifty thousand dollars to the Iowa public
15 broadcasting division for overnight transmitter feeds.
- 16 13. For the fiscal year beginning July 1, 1999
17 2000, and ending June 30, 2000 2001, to the department
18 of education from phase III moneys the amount of fifty
19 thousand dollars for participation in the national
20 assessment of education progress.
- 21 14. For the fiscal year beginning July 1, 1999
22 2000, and ending June 30, 2000 2001, to the department
23 of education from phase III moneys the amount of fifty
24 thousand dollars for the Iowa mathematics and science
25 coalition.
- 26 Sec. 29. Section 294A.25, Code Supplement 1999, is
27 amended by adding the following new subsection:
28 **NEW SUBSECTION.** 15. For the fiscal year beginning
29 July 1, 2000, and ending June 30, 2001, to the
30 department of education from phase III moneys the
31 amount of one million two hundred fifty thousand
32 dollars for support for the operations of the new Iowa
33 schools development corporation and for school
34 transformation design and implementation projects
35 administered by the corporation. Of the amount
36 provided in this subsection, one hundred fifty
37 thousand dollars shall be used for the school and
38 community planning initiative."
- 39 2. Title page, line 4, by inserting after the
40 word "regents," the following: "and".
- 41 5. Title page, line 5, by striking the words "
42 and providing effective dates".

Roll call was requested by Hansen of Pottawattamie and Brunkhorst of Bremer.

Rule 75 was invoked.

On the question "Shall amendment H-8603 be adopted?" (H.F. 2549)

The ayes were, 40:

Bell	Bukta	Cataldo	Cphoon
Connors	Doderer	Dotzler	Drees
Falck	Fallon	Foege	Ford
Greimann	Holveck	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

The nays were, 57:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Chiodo	Cormack	Davis	Dolecheck
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Johnson	Kettering
Klemme	Larson	Martin	Metcalf
Millage	Nelson-Forbes	Raecker	Rants
Rayhons	Shey	Siegrist, Spkr.	Sukup
Sunderbruch	Teig	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Welter
Dix, Presiding			

Absent or not voting, 3:

Frevert	Lord	Mundie
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Amendment H-8603 lost.

Murphy of Dubuque offered the following amendment H-8604, previously deferred, filed by Frevert of Palo Alto from the floor and moved its adoption:

H-8604

- 1 Amend House File 2549 as follows:
- 2 1. Page 1, line 17, by striking the figure
- 3 "254,260" and inserting the following: "379,260".

Amendment H-8604 lost.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-8590, previously deferred, filed by her from the floor.

Mascher of Johnson offered the following amendment H-8611, previously deferred, filed by her from the floor and moved its adoption:

H-8611

- 1 Amend House File 2549 as follows:
- 2 1. Page 2, line 1, by striking the figure
- 3 "250,000" and inserting the following: "600,000".
- 4 2. Page 9, line 5, by striking the figure
- 5 "1,380,000" and inserting the following: "1,583,000".
- 6 3. Page 9, by inserting after line 11 the
- 7 following:
- 8 "Funds appropriated for purposes of this subsection
- 9 may be used to support the Iowa office for staff
- 10 development at the university of northern Iowa to
- 11 assist teachers who are attempting to achieve national
- 12 board certification."
- 13 4. Page 9, line 15, by striking the figure
- 14 "500,000" and inserting the following: "600,000".
- 15 5. Page 9, by inserting after line 30 the
- 16 following:
- 17 " . EDUCATION INNOVATION PROJECT GRANTS
- 18 To support innovative research-based K-12 education
- 19 projects:
- 20 \$ 675,000
- 21 a. From the funds appropriated in this subsection,
- 22 the sum of \$375,000 shall be used by the council for
- 23 continuous improvement to study methods to improve
- 24 teacher compensation and to award education innovation
- 25 project grants. Eligible projects shall demonstrate
- 26 research-based innovative methods to improve the
- 27 quality of teaching or promote attraction and
- 28 retention of teachers in the teaching profession,
- 29 identify measurable performance indicators and
- 30 annually report results, and demonstrate how the
- 31 project can be self-supporting within a three-year to
- 32 five-year period. Notwithstanding section 8.33,
- 33 unencumbered or unobligated funds remaining on June 30
- 34 of the fiscal year from funds allocated in this
- 35 paragraph shall not revert but shall be available for
- 36 expenditure for the following fiscal year for the
- 37 purposes of this paragraph.

38 b. The department shall establish pilot regional
39 academies in cooperation with school districts, area
40 education agencies, and postsecondary institutions.
41 From the funds appropriated in this subsection, not
42 more than \$300,000 shall be used to provide grant
43 moneys to the pilot regional academies to enable the
44 academies to provide high school students with
45 advanced level courses and technical courses not
46 currently available within the curriculum in their
47 district of attendance.
48 c. The department shall submit a report on the
49 status of the projects receiving grants under this
50 subsection to the senate and house standing committees

Page 2

1 on education and the joint appropriations subcommittee
2 on education by December 1, 2000."

3 6. Page 27, by inserting after line 34, the
4 following:

5 "Sec. ___. Section 256E.2, subsection 2, Code
6 Supplement 1999, is amended to read as follows:
7 2. The department shall adopt rules concerning the
8 grant application and award process, including
9 reasonable cost estimates for beginning teacher
10 induction programs. The department may disapprove a
11 plan submitted by a board if the plan does not meet
12 the minimum criteria set forth in section 256E.3,
13 subsection 2, or the plan exceeds the reasonable costs
14 as determined by the department. If the cost
15 estimates submitted by a board exceed reasonable cost
16 estimates as determined by the department, the
17 department shall work with the board to identify
18 measures for reducing plan costs. If the department
19 determines that moneys appropriated by the general
20 assembly are insufficient to meet the grant requests
21 for all approved beginning teacher induction program
22 plans, the department shall award grants based on the
23 geographic location and district population of the
24 school districts with approved plans. Grants may be
25 awarded in subsequent years based upon the most recent
26 plan on file with the department. It is the intent of
27 the general assembly that the department approve plans
28 that incorporate local innovation and take into
29 consideration local needs."

30 7. Page 37, by inserting after line 34, the
31 following:

32 "Sec. ___. Section 261.111, subsections 2 and 4,
33 Code Supplement 1999, are amended to read as follows:

34 2. The director of the department of education, in
35 consultation with the director of human services,
36 shall annually designate the areas in which teacher

37 shortages are anticipated. The director shall
 38 periodically conduct a survey of school districts,
 39 accredited nonpublic schools, and approved
 40 practitioner preparation programs to determine current
 41 shortage areas and predict future shortage areas. The
 42 director of human services shall periodically conduct
 43 a survey of high-quality child care providers, as
 44 determined under section 237A.30, subsection 1, to
 45 determine current and to predict future preschool
 46 teacher shortage areas.

47 4. Forgivable loans to eligible students shall not
 48 become due until after the student graduates or leaves
 49 school. The individual's total loan amount, including
 50 principal and interest, shall be reduced by twenty

Page 3

1 percent for each year in which the individual remains
 2 an Iowa resident and is employed in Iowa by a school
 3 district, ~~or~~ an accredited nonpublic school, or a
 4 high-quality child care provider that is a holder of
 5 the gold seal quality designation as provided in
 6 section 237A.30, as a practitioner in the teacher
 7 shortage area for which the loan was approved. If the
 8 commission determines that the person does not meet
 9 the criteria for forgiveness of the principal and
 10 interest payments, the commission shall establish a
 11 plan for repayment of the principal and interest over
 12 a ten-year period. If a person required to make the
 13 repayment does not make the required payments, the
 14 commission shall provide for payment collection."
 15 8. By renumbering as necessary.

Amendment H-8611 lost.

Wise of Lee offered the following amendment H-8602, previously deferred, filed by him and Dotzler of Black Hawk from the floor and moved its adoption:

H-8602

1 Amend House File 2549 as follows:
 2 1. Page 2, by inserting after line 1 the
 3 following:
 4 "7. CAREER OPPORTUNITIES AND RESOURCES FOR
 5 EDUCATION (CORE) GRANTS
 6 For expanded educational assistance to encourage
 7 Iowans to enroll in shortage area vocational programs:
 8\$ 500,000"
 9 2. Page 9, by inserting after line 30 the

10 following:

11 "___ EMPLOYABILITY SKILLS ASSESSMENT

12 REIMBURSEMENTS

13 For reimbursement of school district claims for the
14 costs of acquiring and using employability skills
15 assessment tools as provided in section 256.39A:

16\$ 800,000"

17 ___ JOBS FOR AMERICA'S GRADUATES

18 For school districts to provide direct services to
19 the most at-risk senior high school students enrolled
20 in school districts through direct intervention by a
21 "jobs for America's graduates" specialist:

22\$ 333,000"

23 ___ CONNECTING EDUCATION AND WORKFORCE

24 DEVELOPMENT

25 For purposes of providing support to statewide
26 school-to-work implementation through professional
27 development opportunities, employability skill
28 revalidation, partnership capacity building,
29 connecting to the department of workforce
30 development's making connections system
31 implementation, and the integration of academic and
32 vocational education.

33\$ 210,000"

34 ___ AMERICORPS AFTER-SCHOOL INITIATIVE

35 For support of the americorps after-school
36 initiative:

37\$ 120,000"

38 3. Page 27, by inserting after line 32 the
39 following:

40 "Sec. ___ NEW SECTION. 256.39a EMPLOYABILITY
41 SKILLS ASSESSMENT REIMBURSEMENTS.

42 1. If the general assembly appropriates moneys to
43 pay school district claims for the costs of
44 employability skills assessment tools, the department
45 of education shall reimburse school district claims
46 for the costs of acquiring, administering, and scoring
47 assessment tools to assess the employability skills of
48 students. The director of education shall identify
49 available employability skills assessment tools that
50 school districts may use to meet the claim

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1 reimbursement requirements of this section.

2 2. In order to be eligible for reimbursement under
3 this section, a school district shall submit a claim
4 on forms provided by the department by July 15, and
5 the claim shall state the actual costs incurred and
6 shall be accompanied by an affidavit of an officer of
7 the school district affirming the accuracy of the
8 claim.

9 3. A school district that submits to the
10 department a claim for reimbursement in accordance
11 with this section shall develop and integrate specific
12 employability skills, goals, and activities into the
13 comprehensive school improvement plan required under
14 section 256.7, subsection 21, paragraph "a".

15 4. The department of education shall certify to
16 the department of revenue and finance the total
17 amounts of approved claims to be paid and, to the
18 extent moneys are appropriated, the department of
19 revenue and finance shall draw warrants payable to
20 school districts with approved claims, taking into
21 consideration the relative budget and cash position of
22 the state resources. If the funds appropriated for
23 purposes of this section are insufficient to pay in
24 full the claims submitted by school districts and
25 approved by the department, the amounts of approved
26 claims shall be prorated among all school districts
27 with approved claims.

28 5. Moneys received under this section shall not be
29 commingled with state aid payments made under section
30 257.16 to a school district and shall be accounted for
31 by the school district separately from state aid
32 payments. Payments made to a school district under
33 this section are miscellaneous income for purposes of
34 chapter 257."

35 4. Page 37, by inserting after line 18 the
36 following:

37 "Sec. __. **NEW SECTION. 261.22 CAREER**
38 **OPPORTUNITIES AND RESOURCES FOR EDUCATION GRANTS.**

39 1. A career opportunities and resources for
40 education grant program is established to be
41 administered by the college student aid commission.
42 An individual is eligible for the grant program if the
43 individual is a resident of this state who is enrolled
44 at a community college in a vocational program
45 designated as a career opportunities and resources for
46 education program in accordance with the provisions of
47 this section. The college student aid commission
48 shall adopt rules pursuant to chapter 17a to
49 administer this section.

50 2. The department of economic development shall

Page 3

1 identify, at least every four years, targeted
2 industries that pay high wages and offer excellent
3 benefits and that correspond to Iowa's areas of
4 competitive advantage. The director of the department
5 of economic development shall submit this list of
6 targeted industries to the director of the department
7 of education.

- 8 3. The Iowa workforce development board shall
9 identify, at least every two years, targeted
10 occupations associated with the targeted industries
11 identified by the department of economic development
12 pursuant to subsection 2. In determining current and
13 predicting future targeted occupations, the director
14 of the department of workforce development shall seek
15 the cooperation and expertise of, among others, the
16 department of economic development, the college
17 student aid commission, the Iowa state occupational
18 information coordinating committee, the department of
19 education, business and technology advisory councils,
20 educators, labor organizations, chambers of commerce,
21 economic development professionals, trade
22 associations, and researchers. The director of the
23 department of workforce development shall submit the
24 approved list of targeted occupations to the director
25 of the department of education.
- 26 4. A community college may submit to the
27 department of education a proposal for designation as
28 a career opportunities and resources for education
29 program. A proposed program may be a new or existing
30 community college program and shall meet all of the
31 following criteria:
- 32 a. The program educates students to meet or exceed
33 the prerequisites for employment in a targeted
34 industry or targeted occupation identified in
35 accordance with this section.
- 36 b. A business guarantees to provide matching cash
37 or in-kind contributions to the community college for
38 the costs of the program. The matching funds or in-
39 kind contributions shall be equivalent to, at a
40 minimum, twenty percent of the program costs.
41 Matching funds shall not include tuition assistance
42 provided to a student who is employed by the business.
- 43 c. The program has an agreement with a business
44 whereby the business pledges to provide intellectual
45 assistance during the program's development and
46 implementation; internships, externships, and
47 scholarships to students in the program; and hiring
48 preferences to persons who successfully complete the
49 program.
- 50 5. The department of education and the department

Page 4

- 1 of economic development shall develop a review and
2 approval process for the designation of community
3 college programs as career opportunities and resources
4 for education programs.
- 5 6. To be eligible to receive a grant under this
6 section, an applicant shall, in accordance with the

7 rules of the commission, do the following:

8 a. Complete and file an application for a career
9 opportunities and resources for education grant. The
10 individual shall be responsible for the prompt
11 submission of any information required by the
12 commission.

13 b. File a new application and submit information
14 as required by the commission annually on the basis of
15 which the applicant's eligibility for the renewed
16 grant will be evaluated and determined.

17 7. If a student receives financial aid from any
18 source other than the program established under this
19 section, the full amount of such financial aid shall
20 be considered part of the student's financial
21 resources available in determining the amount of the
22 student's financial need for the period of the
23 financial aid. Grant moneys received by a student in
24 accordance with this section shall be used to pay the
25 student's cost of attendance, which includes community
26 college tuition and fees, materials, textbooks and
27 supplies, transportation, room and board, dependent
28 care during the time the person is in class, and the
29 purchase or rental of a computer.

30 8. The amount of the grant shall not exceed a
31 student's annual financial need or two thousand five
32 hundred dollars, whichever is less.

33 9. In order to be excused from repayment of the
34 total grant amount, a grant recipient shall remain a
35 resident of the state and be employed within the
36 state, for a period of two years after successful
37 completion of a career opportunities and resources for
38 education program. If a grant recipient changes
39 residence to another state prior to the time specified
40 by the commission, the commission shall establish a
41 plan for repayment of the total grant amount,
42 including an amount of interest to be prescribed by
43 the commission by rule, over a ten-year period. If a
44 person required to make the repayment does not make
45 the required payments, the commission shall provide
46 for payment collection.

47 10. The departments of economic development,
48 education, and workforce development, the college
49 student aid commission, and the community colleges
50 with designated programs shall jointly promote the

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1 career opportunities and resources for education
2 program to all appropriate populations.

3 11. A career opportunities and resources for
4 education repayment fund is created for deposit of
5 payments made by grant recipients who do not fulfill

6 the conditions of the commission's specified residency
 7 and employment requirements, and for any other moneys
 8 appropriated to or received by the commission for
 9 deposit in the fund. Notwithstanding section 8.33,
 10 moneys deposited in the fund shall not revert to the
 11 general fund of the state at the end of any fiscal
 12 year, except as provided in this paragraph, but shall
 13 remain in the repayment fund and be continuously
 14 available to make additional grants under the program.
 15 Notwithstanding section 12C.7, subsection 2, interest
 16 or earnings on moneys deposited in the fund shall be
 17 credited to the fund. Upon the repeal of this
 18 section, moneys deposited in the fund and moneys due
 19 the fund subsequent to the date of repeal shall be
 20 deposited in the general fund of the state.
 21 12. The commission shall adopt rules pursuant to
 22 chapter 17a to administer this section.
 23 13. This section is repealed on July 1, 2005."
 24 5. By renumbering as necessary.

Sukup of Franklin in the chair at 7:23 p.m.

Roll call was requested by Wise of Lee and Murphy of Dubuque.

On the question "Shall amendment H-8602 be adopted?" (H.F. 2549)

The ayes were, 42:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Falck	Fallon	Foege	Ford
Greimann	Holveck	Huser	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Stevens	Taylor, D.	Taylor, T.
Thomas	Warnstadt	Weigel	Whitead
Wise	Witt		

The nays were, 53:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach

Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Martin	Metcalf	Millage
Rants	Rayhons	Shey	Siegrist, Spkr.
Sunderbruch	Teig	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Welter
Sukup, Presiding			

Absent or not voting, 5:

Drees	Frevert	Jochum	Lord
Mundie			

Amendment H-8602 lost.

Mascher of Johnson offered the following amendment H-8587, previously deferred, filed by her from the floor and moved its adoption:

H-8587

- 1 Amend House File 2549 as follows:
- 2 1. Page 3, by inserting after line 19 the
- 3 following:
- 4 "The director of the department of education shall
- 5 ensure that all school districts are aware of the
- 6 state education resources available on the state
- 7 website for listing teacher job openings and shall
- 8 make every reasonable effort to enable qualified
- 9 practitioners to post their resumes on the state
- 10 website. The department shall administer the posting
- 11 of job vacancies for school districts, accredited
- 12 nonpublic schools, and area education agencies on the
- 13 state website. The department may coordinate this
- 14 activity with the Iowa school board association or
- 15 other interested education associations in the state."

Amendment H-8587 was adopted.

Falck of Fayette offered the following amendment H-8620, previously deferred, filed by him from the floor and moved its adoption:

H-8620

- 1 Amend House File 2549 as follows:
- 2 1. Page 7, line 33, by striking the figure
- 3 "7,698,155" and inserting the following: "8,266,389".

Speaker Siegrist in the chair at 7:55 p.m.

Amendment H-8620 lost.

Mascher of Johnson offered the following amendment H-8586, previously deferred, filed by her from the floor and moved its adoption:

H-8586

- 1 Amend House File 2549 as follows:
- 2 1. Page 9, line 15, by striking the figure
- 3 "500,000" and inserting the following: "1,000,000".
- 4 2. Page 27, by inserting after line 34 the
- 5 following:
- 6 "Sec. . NEW SECTION. 256E.6 STATEWIDE PROGRAM
- 7 IMPLEMENTATION.
- 8 Notwithstanding the funding provisions of section
- 9 256E.2, effective July 1, 2005, all school districts
- 10 shall implement an approved beginning teacher
- 11 induction program following the prescribed procedure
- 12 set forth in this chapter, and shall provide every
- 13 beginning teacher employed by a school district with a
- 14 mentor."

Amendment H-8586 lost.

Mascher of Johnson offered the following amendment H-8614, previously deferred, filed by her from the floor and moved its adoption:

H-8614

- 1 Amend House File 2549 as follows:
- 2 1. Page 9, by inserting after line 30 the
- 3 following:
- 4 " . READING RECOVERY TRAINING
- 5 For grants to support the training of additional
- 6 reading recovery teacher leaders, including tuition,
- 7 salary stipends, and related educational expenses:
- 8 \$ 300,000"

Amendment H-8614 lost.

Mascher of Johnson offered the following amendment H-8615, previously deferred, filed by her from the floor and moved its adoption:

H-8615

1 Amend House File 2549 as follows:

2 1. Page 9, by inserting after line 30 the

3 following:

4 " . EMPLOYABILITY SKILLS ASSESSMENT

5 REIMBURSEMENTS

6 For reimbursement of school district claims for the

7 costs of acquiring and using employability skills

8 assessment tools as provided in section 256.39A:

9 \$ 800,000"

10 2. Page 27, by inserting after line 32 the

11 following:

12 "Sec. . NEW SECTION. 256.39a EMPLOYABILITY

13 SKILLS ASSESSMENT REIMBURSEMENTS.

14 1. If the general assembly appropriates moneys to

15 pay school district claims for the costs of

16 employability skills assessment tools, the department

17 of education shall reimburse school district claims

18 for the costs of acquiring, administering, and scoring

19 assessment tools to assess the employability skills of

20 students. The director of education shall identify

21 available employability skills assessment tools that

22 school districts may use to meet the claim

23 reimbursement requirements of this section.

24 2. In order to be eligible for reimbursement under

25 this section, a school district must receive at least

26 a one-dollar-per-dollar match from the business

27 community for the school district's costs under

28 subsection 1, shall submit a claim on forms provided

29 by the department by July 15, and the claim shall

30 state the actual costs incurred and shall be

31 accompanied by an affidavit of an officer of the

32 school district affirming the accuracy of the claim.

33 3. A school district that submits to the

34 department a claim for reimbursement in accordance

35 with this section shall develop and integrate specific

36 employability skills, goals, and activities into the

37 comprehensive school improvement plan required under

38 section 256.7, subsection 21, paragraph "a".

39 4. The department of education shall certify to

40 the department of revenue and finance the total

41 amounts of approved claims to be paid and, to the

42 extent moneys are appropriated, the department of

43 revenue and finance shall draw warrants payable to

44 school districts with approved claims, taking into

45 consideration the relative budget and cash position of

46 the state resources. If the funds appropriated for

47 purposes of this section are insufficient to pay in

48 full the claims submitted by school districts and

49 approved by the department, the amounts of approved

50 claims shall be prorated among all school districts

Page 2

- 1 with approved claims.
 2 5. Moneys received under this section shall not be
 3 commingled with state aid payments made under section
 4 257.16 to a school district and shall be accounted for
 5 by the school district separately from state aid
 6 payments. Payments made to a school district under
 7 this section are miscellaneous income for purposes of
 8 chapter 257."
 9 3. By renumbering as necessary.

Amendment H-8615 lost.

T. Taylor of Linn offered the following amendment H-8592, previously deferred, filed by him from the floor and moved its adoption:

H-8592

- 1 Amend House File 2549 as follows:
 2 1. Page 10, by striking lines 2 through 19 and
 3 inserting the following:
 4 ".....\$149,986,190
 5 The funds appropriated in this subsection shall be
 6 allocated as follows:
 7 a. Merged Area I\$ 7,202,096
 8 b. Merged Area II\$ 8,453,671
 9 c. Merged Area III\$ 7,824,583
 10 d. Merged Area IV\$ 3,827,795
 11 e. Merged Area V\$ 8,018,137
 12 f. Merged Area VI\$ 7,422,758
 13 g. Merged Area VII\$ 10,732,812
 14 h. Merged Area IX\$ 13,220,395
 15 i. Merged Area X\$ 20,786,530
 16 j. Merged Area XI\$ 22,027,788
 17 k. Merged Area XII\$ 8,671,940
 18 l. Merged Area XIII\$ 8,921,448
 19 m. Merged Area XIV\$ 3,871,210
 20 n. Merged Area XV\$ 12,205,802
 21 o. Merged Area XVI\$ 6,799,225"

Roll call was requested by T. Taylor of Linn and Brunkhorst of Bremer.

Rule 75 was invoked.

On the question "Shall amendment H-8592 be adopted?" (H.F. 2549)

The ayes were, 45:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Davis	Doderer
Dotzler	Falck	Fallon	Foege
Ford	Greimann	Holveck	Horbach
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Sunderbruch	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 51:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Dix	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Houser	Huseman
Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Larson	Martin
Metcalf	Millage	Raecker	Rants
Rayhons	Shey	Sukup	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Mr. Speaker	
		Siegrist	

Absent or not voting, 4:

Drees	Frevert	Lord	Mundie
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Amendment H-8592 lost.

Witt of Black Hawk offered the following amendment H-8636 filed by him from the floor and moved its adoption:

H-8636

- 1 Amend House File 2549 as follows:
- 2 1. Page 38, line 12, by striking the word and
- 3 figure "and 12" and inserting the following: ", 12,
- 4 and 14".
- 5 2. Page 38, by inserting after line 25 the
- 6 following:
- 7 "14. For the fiscal year beginning July 1, ~~1999~~
- 8 2000, and ending June 30, ~~2000~~ 2001, to the department

9 of education from phase III moneys the amount of fifty
10 thousand dollars for the Iowa mathematics and science
11 coalition."

Amendment H-8636 was adopted, placing amendment H-8588 filed by Witt of Black Hawk from the floor, out of order.

Murphy of Dubuque asked for unanimous consent to defer House File 2549 and refer it to the committee on appropriations.

Objection was raised.

Murphy of Dubuque moved to refer House File 2549 to the committee on appropriations.

Roll call was requested by Schrader of Marion and Myers of Johnson.

Rule 75 was invoked.

On the question "Shall House File 2549 be referred to the committee on appropriations?"

The ayes were, 43:

Baudler	Bell	Bukta	Cataldo
Chiodo	Cohoon	Connors	Davis
Doderer	Dotzler	Falck	Fallon
Foege	Ford	Greimann	Holveck
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Reynolds	Richardson	Scherrman
Schrader	Shoultz	Stevens	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

The nays were, 53:

Alons	Arnold	Barry	Blodgett
Boal	Boddicker	Boguess	Bradley
Brauns	Brunkhorst	Carroll	Cormack
Dix	Dolecheck	Drake	Eddie
Garman	Gipp	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Jacobs	Jager	Jenkins	Johnson

Kettering	Klemme	Larson	Martin
Metcalf	Millage	Nelson-Forbes	Raecker
Rants	Rayhons	Shey	Sukup
Sunderbruch	Teig	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Weidman	Welter
Mr. Speaker			
Siegrist			

Absent or not voting, 4:

Drees	Frevert	Lord	Mundie
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The motion lost.

Hansen of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2549)

The ayes were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Horbach
Houser	Huseman	Jacobs	Jager
Jenkins	Johnson	Kettering	Klemme
Larson	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Mr. Speaker	
		Siegrist	

The nays were, 41:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Falck	Fallon	Foege	Ford
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

Absent or not voting, 4:

Drees

Frevert

Lord

Mundie

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2549** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 28, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2229, a bill for an act relating to informed consent provisions relating to an abortion and providing civil remedies and criminal penalties.

Also: That the Senate has on March 28, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2331, a bill for an act relating to operating a motorboat or sailboat while intoxicated and providing penalties.

Also: That the Senate has on March 28, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2248, a bill for an act relating to the college student aid commission's membership, duties, and authority, and related federal employment reports.

MICHAEL E. MARSHALL, Secretary

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Tuesday, March 28, 2000. Had I been present, I would have voted "aye" on House Files 2541, 2542 and Senate Files 174, 2007, 2015, 2111, 2142, 2145, 2220, 2221, 2326, 2349 and 2369.

BRAUNS of Muscatine

I inadvertently voted "aye" on Senate File 2111, I meant to vote "nay".

LARSON of Linn

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 28th day of March, 2000: House Files 2239, 2248, 2329, 2420 and 2480.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

High school students from Greenview High School, Waverly, accompanied by Jean Klunder. By Brunkhorst of Bremer.

Thirty students from Christ the King Catholic School, Breda. By Drees of Carroll.

Fourteen alternative high school students from Forest Ridge, Palo Alto County, accompanied by their teacher Angie Fay. By Frevert of Palo Alto.

Twenty-eight eighth grade students from Ruthven-Ayrshire School, Ruthven, accompanied by Mr. Jon Josephson. By Frevert of Palo Alto.

Five students from Alternative High School of Northeast Iowa Community College, Calmar, accompanied by Linda Roselek and LuAnn Ward. By Gipp of Winneshiek.

Nine students from Vinton-Shellsburg and Benton Community Home School Program, Vinton, accompanied by Gael Showman. By Horbach of Tama and Tyrrell of Iowa.

Ten Youth for Understanding students from around Iowa, accompanied by Ms. Joyce Gardiner. By Richardson of Warren.

Eighteen alternative high school students from Northeast Iowa Community College, Peosta, accompanied by Julie Norby and Judy Hannan. By Scherrman of Dubuque.

Six Family, Career, Community, Leaders of America students from Central/Garnavillo Schools, accompanied by Barb Puwe and Jane Metcalf. By Thomas of Clayton.

Two high school students from the Education Options Program, New Hampton, accompanied by Dawn Shattack. By Weigel of Chickasaw.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\680 Alden Small, Osage – For celebrating his 80th birthday.

2000\681 Anna Rosenberg, St. Ansgar – For celebrating her 92nd birthday.

2000\682 Tressa Bartholomew, Carlisle – For celebrating her 95th birthday.

SUBCOMMITTEE ASSIGNMENT

Senate File 472

Ways and Means: Jenkins, Chair; Holmes and Jochum.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 776

Ways and Means: Raecker, Chair; Boal and Larkin.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 778 Ways and Means

Providing that, for corporate income tax purposes, a corporation is not doing business in this state by reason of the fact that it warehouses property in this state and including an effective and applicability date provision.

H.S.B. 779 Ways and Means

Relating to the accelerated career education program, providing a tax credit from withholding, creating an accelerated career education grant program and fund, relating to the transfer of job training withholding to the workforce development fund account, and providing an effective date.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2416, a bill for an act relating to energy conservation including making appropriations of petroleum overcharge funds.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2000.

Senate File 2429, a bill for an act relating to and making appropriations to the department for the blind, the Iowa state civil rights commission, the department of elder affairs, the Iowa department of public health, the department of human rights, the governor's alliance on substance abuse, and the commission of veterans affairs, and providing effective dates and retroactive applicability provisions.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2000.

Senate File 2430, a bill for an act relating to and making appropriations for agriculture and natural resources and providing effective dates.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8621** March 28, 2000.

COMMITTEE ON WAYS AND MEANS

Senate File 2424, a bill for an act updating the Iowa Code references to the Internal Revenue Code, amending the earned income credit, amending requirements for nonresident taxpayers, providing tax benefits to military personnel in hazardous duty areas, and providing effective and retroactive applicability dates.

Fiscal Note is not required.

Recommended **Do Pass** March 28, 2000.

AMENDMENTS FILED

H—8567	S.F.	2214	Carroll of Poweshiek
H—8568	H.F.	2443	Carroll of Poweshiek
H—8570	H.F.	2535	Weigel of Chickasaw
H—8571	H.F.	2535	Weigel of Chickasaw
H—8572	H.F.	2535	Weigel of Chickasaw
H—8573	H.F.	2535	Weigel of Chickasaw
H—8575	H.F.	2540	Jacobs of Polk
			Jenkins of Black Hawk
H—8577	H.F.	2146	Senate Amendment
H—8578	H.F.	2492	Senate Amendment
H—8579	H.F.	2317	Senate Amendment
H—8580	H.F.	2135	Senate Amendment
H—8581	S.F.	313	Greiner of Washington
H—8582	S.F.	313	Greiner of Washington
H—8583	S.F.	2302	Davis of Wapello
			D. Taylor of Linn
			Boddicker of Cedar
			Sunderbruch of Scott
			Huser of Polk
			Tyrrell of Iowa
			Baudler of Adair
			Larkin of Lee
H—8585	S.F.	2214	Fallon of Polk
H—8589	H.F.	2530	Shey of Linn
H—8598	S.F.	313	Greiner of Washington

H—8600	S.F.	2214	Fallon of Polk
H—8601	S.F.	2214	Shoultz of Black Hawk
H—8606	H.F.	2443	Fallon of Polk
H—8607	H.F.	2391	Senate Amendment
H—8608	H.F.	2540	Jenkins of Black Hawk Weigel of Chickasaw
H—8609	S.F.	2214	Shoultz of Black Hawk
H—8610	H.F.	2376	Senate Amendment
H—8616	S.F.	2245	May of Worth Blodgett of Cerro Gordo
H—8617	S.F.	2395	Falck of Fayette
H—8618	S.F.	2395	Falck of Fayette
H—8619	S.F.	2395	Falck of Fayette
H—8621	S.F.	2430	Committee on Appropriations
H—8622	H.F.	2535	Heaton of Henry
H—8623	H.F.	2540	Jacobs of Polk Jenkins of Black Hawk
H—8624	H.F.	2552	Myers of Johnson
H—8625	H.F.	2535	Weigel of Chickasaw
H—8626	H.F.	2552	Murphy of Dubuque
H—8627	H.F.	2552	Richardson of Warren
H—8628	H.F.	2552	Richardson of Warren
H—8629	H.F.	2552	Garman of Story
H—8630	H.F.	2552	Larkin of Lee
H—8631	H.F.	2552	Larkin of Lee
H—8632	S.F.	2214	Carroll of Poweshiek
H—8633	H.F.	2552	Grundberg of Polk
H—8634	H.F.	2552	Huser of Polk
H—8635	S.F.	2424	Richardson of Warren
H—8637	H.F.	2331	Senate Amendment
H—8638	H.F.	2490	Greiner of Washington Klemme of Plymouth Drees of Carroll
H—8639	H.F.	2552	Garman of Story Bell of Jasper Richardson of Warren Warnstadt of Woodbury
H—8640	H.F.	2540	Davis of Wapello Sukup of Franklin Gipp of Winneshiek Horbach of Tama

On motion by Rants of Woodbury the House adjourned at 9:10 p.m., until 8:45 a.m., Wednesday, March 29, 2000.

JOURNAL OF THE HOUSE

Eightieth Calendar Day - Fifty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 29, 2000

The House met pursuant to adjournment at 9:00 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Ron Wymer, pastor of the Church of Christ, Missouri Valley.

The Journal of Tuesday, March 28, 2000 was approved.

SPECIAL PRESENTATION

Prior to convening, the Honorable Donna Barry, state representative from Harrison County, introduced to the House ninety-seven 4th, 5th, and 6th graders from Woodbine Elementary who performed a musical program in the House Chamber. They were accompanied by teachers Susie Gaedke, Deb Barry, Don Groff, Shawna Paskert, Myra Hazard, Todd Donels, Bev Hall, Kristi Rummel, Superintendent, Dr. Hazard and Principal, Kathy Waite.

The House rose and expressed its appreciation.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2279, a bill for an act relating to the renewal date for a license issued by the board of educational examiners.

Also: That the Senate has on March 28, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2435, a bill for an act relating to appropriations for the department of human services and including other provisions and appropriations involving human services and health care, providing effective dates, and providing for retroactive applicability.

MICHAEL E. MARSHALL, Secretary

ADOPTION OF HOUSE CONCURRENT RESOLUTION 116

Barry of Harrison called up for consideration House Concurrent Resolution 116, a concurrent resolution urging the Governor to appoint a commission to develop design proposals for Iowa's participation in the United States Mint's 50 state quarters program and to direct the commission to develop designs incorporating the Loess Hills as a symbol for the state, and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILL
Appropriations Calendar

House File 2552, a bill for an act relating to and making appropriations to the justice system, making related statutory changes, and providing an effective date, was taken up for consideration.

The House stood at ease at 9:30 a.m., until the fall of the gavel.

The House resumed session and consideration of House File 2552 at 11:00 a.m., Dix of Butler in the chair.

Richardson of Warren asked and received unanimous consent to withdraw amendment H-8628 filed by him on March 28, 2000.

Grundberg of Polk offered the following amendment H-8633 filed by her and moved its adoption:

H-8633

- 1 Amend House File 2552 as follows:
- 2 1. Page 12, by inserting after line 23 the
- 3 following:
- 4 "Sec. ____ DEPARTMENT OF CORRECTIONS -
- 5 EDUCATIONAL PROGRAMS. Notwithstanding any provision
- 6 of section 904.508a to the contrary, of the moneys
- 7 received for inmate telephone rebates and deposited in
- 8 an inmate telephone rebate fund for each institution
- 9 during the fiscal year beginning July 1, 2000, and
- 10 ending June 30, 2001, \$300,000 is appropriated to the
- 11 department of corrections and shall be expended by the
- 12 department for educational programs, including

- 13 vocational education programs, for inmates at state
 14 penal institutions."
 15 2. By renumbering as necessary.

Amendment H-8633 was adopted.

Garman of Story offered the following amendment H-8639 filed by Garman, et al., and moved its adoption:

H-8639

- 1 Amend House File 2552 as follows:
 2 1. Page 12, by inserting after line 23 the
 3 following:
 4 "9. The department of corrections shall submit a
 5 report to the general assembly by January 1, 2001,
 6 concerning the use of inmate labor on capital
 7 improvement projects."
 8 2. Page 22, by inserting after line 25 the
 9 following:
 10 "Sec. __. Section 18.6, Code Supplement 1999, is
 11 amended by adding the following new subsection:
 12 NEW SUBSECTION. 16. The department shall not
 13 award a contract to a bidder for a construction,
 14 reconstruction, demolition, or repair project or
 15 improvement with an estimated cost that exceeds
 16 twenty-five thousand dollars in which the bid requires
 17 the use of inmate labor supplied by the department of
 18 corrections, but not employed by private industry
 19 pursuant to section 904.809, to perform the project or
 20 improvement."
 21 3. Page 24, by inserting after line 19 the
 22 following:
 23 "Sec. __. Section 904.315, Code 1999, is amended
 24 to read as follows:
 25 904.315 CONTRACTS FOR IMPROVEMENTS.
 26 The director of the department of general services
 27 shall, in writing, let all contracts for authorized
 28 improvements costing in excess of twenty-five thousand
 29 dollars under chapter 18. Upon prior authorization by
 30 the director, improvements costing five thousand
 31 dollars or less may be made by the superintendent of
 32 any institution.
 33 Contracts are a contract is not required for
 34 improvements at a state institution where the labor of
 35 inmates is to be used if the contract is not for a
 36 construction, reconstruction, demolition, or repair
 37 project or improvement with an estimated cost in
 38 excess of twenty-five thousand dollars."
 39 4. By renumbering as necessary.

Amendment H-8639 was adopted.

Murphy of Dubuque asked and received unanimous consent that amendment H-8626 be deferred.

Huser of Polk offered the following amendment H-8634 filed by her and moved its adoption:

H-8634

- 1 Amend House File 2552 as follows:
- 2 1. Page 20, by striking lines 14 and 15 and
- 3 inserting the following:
- 4 ".....\$ 12,534,662
- 5FTEs 234.50"

Roll call was requested by Huser of Polk and Hansen of Pottawattamie.

On the question "Shall amendment H-8634 be adopted?" (H.F. 2552)

The ayes were, 41:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Falck	Fallon	Foege	Ford
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoutz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jenkins	Johnson
Kettering	Klemme	Larson	Lord
Martin	Metcalf	Millage	Nelson-Forbes

Raecker	Rants	Rayhons	Shey
Siegrist, Spkr.	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Dix,	
		Presiding	

Absent or not voting, 4:

Drees	Frevert	Jager	Mundie
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Amendment H-8634 lost.

Bell of Jasper offered the following amendment H-8641 filed by him from the floor and moved its adoption:

H-8641

- 1 Amend House File 2552 as follows:
- 2 1. Page 20, by striking lines 14 and 15 and
- 3 inserting the following:
- 4 "..... \$ 12,652,423
- 5 FTEs 238.50"

Roll call was requested by Bell of Jasper and Schrader of Marion.

Rule 75 was invoked.

On the question "Shall amendment H-8641 be adopted?" (H.F. 2552)

The ayes were, 40:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Doderer	Dotzler	Falck
Fallon	Foege	Ford	Greimann
Holveck	Huser	Jochum	Kreiman
Kuhn	Larkin	Mascher	May
Mertz	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Schrader	Shoultz	Stevens
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

The nays were, 56:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake

Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Dix, Presiding

Absent or not voting, 4:

Connors	Drees	Frevert	Mundie
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Amendment H-8641 lost.

Bell of Jasper offered the following amendment H-8642 filed by him from the floor and moved its adoption:

H-8642

- 1 Amend House File 2552 as follows:
- 2 1. Page 20, by striking lines 14 and 15 and
- 3 inserting the following:
- 4 "..... \$ 12,312,534
- 5 "..... FTEs 231.50"

Roll call was requested by Bell of Jasper and Schrader of Marion.

Rule 75 was invoked.

On the question "Shall amendment H-8642 be adopted?" (H.F. 2552)

The ayes were, 39:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Doderer	Dotzler	Falck
Fallon	Ford	Greimann	Holveck
Huser	Jochum	Kreiman	Kuhn
Larkin	Mascher	May	Mertz
Murphy	Myers	O'Brien	Osterhaus
Parmenter	Reynolds	Richardson	Scherrman
Schrader	Shoultz	Stevens	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Larson	Lord
Martin	Metcalf	Millage	Nelson-Forbes
Raecker	Rants	Rayhons	Shey
Siegrist, Spkr.	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Dix,	
		Presiding	

Absent or not voting, 6:

Connors	Drees	Foege	Frevert
Hansen	Mundie		

Amendment H-8642 lost.

Rants of Woodbury asked and received unanimous consent that House File 2552 be deferred and that the bill retain its place on the calendar.

On motion by Rants of Woodbury, the House was recessed at 12:45 p.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:00 p.m., Dix of Butler in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty-four members present, thirty-six absent.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Frevert of Palo Alto, until her arrival, on request of Mertz of Kossuth.

SENATE MESSAGE CONSIDERED

Senate File 2435, by committee on appropriations, a bill for an act relating to appropriations for the department of human services and including other provisions and appropriations involving human services and health care, providing effective dates, and providing for retroactive applicability.

Read first time and referred to committee on **appropriations**.

The House resumed consideration of House File 2552, previously deferred.

Larkin of Lee asked and received unanimous consent that amendment H-8630 be deferred.

Larkin of Lee offered the following amendment H-8631 filed by him and moved its adoption:

H-8631

- 1 Amend House File 2552 as follows:
- 2 1. Page 21, by striking lines 5 and 6 and
- 3 inserting the following:
- 4 ".....\$ 4,153,925
- 5FTEs 67.00"

Sukup of Franklin in the chair at 2:20 p.m.

Roll call was requested by Larkin of Lee and Weigel of Chickasaw.

On the question "Shall amendment H-8631 be adopted?" (H.F. 2552)

The ayes were, 41:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Foegen	Ford
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds

Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 56:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dix	Dolecheck
Drake	Eddie	Fallon	Garman
Gipp	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Horbach	Houser	Huseman	Jacobs
Jager	Jenkins	Johnson	Kettering
Klemme	Larson	Lord	Martin
Metcalf	Millage	Nelson-Forbes	Raecker
Rants	Rayhons	Shey	Siegrist, Spkr.
Sunderbruch	Teig	Thomson	Tyrrell
Van Engelenhoven	Weidman	Welter	Sukup, Presiding

Absent or not voting, 3:

Frevert	Mundie	Van Fossen
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Amendment H-8631 lost.

Garman of Story offered amendment H-8629 filed by her as follows:

H-8629

- 1 Amend House File 2552 as follows:
- 2 1. Page 21, line 10, by inserting after the
- 3 figure "4." the following: "a."
- 4 2. Page 21, by inserting after line 17 the
- 5 following:
- 6 "b. For the state fire marshal's office, for fire
- 7 protection services as provided through the state fire
- 8 service and emergency response council as created in
- 9 the department, and for not more than the following
- 10 full-time equivalent positions:
- 11\$ 590,591
- 12FTEs 10.00"

Sunderbruch of Scott asked and received unanimous consent to withdraw amendment H-8643, to amendment H-8629, filed by him and Huser of Polk from the floor.

Sunderbruch of Scott offered the following amendment H-8644, to amendment H-8629, filed by him and moved its adoption:

H-8644

- 1 Amend the amendment, H-8629, to House File 2552 as
- 2 follows:
- 3 1. Page 1, line 12, by striking the figure
- 4 "10.00" and inserting the following: "12.00".

Amendment H-8644 was adopted.

On motion by Garman of Story amendment H-8629, as amended, was adopted.

Myers of Johnson asked and received unanimous consent to withdraw amendment H-8624 filed by him on March 28, 2000.

Richardson of Warren asked and received unanimous consent to withdraw amendment H-8627 filed by him on March 28, 2000.

Warnstadt of Woodbury offered the following amendment H-8645 filed by him from the floor and moved its adoption:

H-8645

- 1 Amend House File 2552 as follows:
- 2 1. Page 24, line 10, by inserting after the word
- 3 "fee" the following: ", chargeable to the owner of
- 4 the building.".

Amendment H-8645 was adopted.

Ford of Polk offered amendment H-8646 filed by him from the floor as follows:

H-8646

- 1 Amend House File 2552 as follows:
- 2 1. Page 24, by inserting after line 19 the
- 3 following:
- 4 "Sec. ____ Section 124.401, subsection 1,
- 5 paragraph a, subparagraph (2), unnumbered paragraph 1,
- 6 Code Supplement 1999, is amended to read as follows:
- 7 More than five kilograms of a any compound, mixture
- 8 or preparation, or substance containing a detectable

9 amount of any of the following:

10 Sec. ____ Section 124.401, subsection 1, paragraph
11 a, subparagraph (2), subparagraph subdivisions (a),
12 (b), and (c), Code Supplement 1999, are amended by
13 striking the subparagraph subdivisions.

14 Sec. ____ Section 124.401, subsection 1, paragraph
15 a, subparagraph (2), subparagraph subdivision (f),
16 Code Supplement 1999, is amended to read as follows:

17 (f) Any compound, mixture, or preparation which
18 contains any quantity of any of the substances
19 referred to in subparagraph subdivisions (a) through
20 (e) this subparagraph (2).

21 Sec. ____ Section 124.401, subsection 1, paragraph
22 a, subparagraph (3), Code Supplement 1999, is amended
23 to read as follows:

24 (3) More than fifty grams of a any compound,
25 mixture or, preparation, or substance described in
26 subparagraph (2) which contains cocaine base.
27 containing a detectable amount of any of the
28 following:

29 (a) Coca leaves, except coca leaves and extracts
30 of coca leaves from which cocaine, ecgonine, and
31 derivatives of ecgonine or their salts have been
32 removed.

33 (b) Cocaine, its salts, optical and geometric
34 isomers, and salts of isomers.

35 (c) Ecgonine, its derivatives, their salts,
36 isomers, and salts of isomers.

37 (d) Cocaine base.

38 Sec. ____ Section 124.401, subsection 1, paragraph
39 b, subparagraph (2), Code Supplement 1999, is amended
40 by striking the subparagraph.

41 Sec. ____ Section 124.401, subsection 1, paragraph
42 b, subparagraph (3), Code Supplement 1999, is amended
43 to read as follows:

44 (3) More than five grams but not more than fifty
45 grams of a any compound, mixture, preparation, or
46 substance described in subparagraph (2) which contains
47 cocaine base: containing a detectable amount of any of
48 the following:

49 (a) Coca leaves, except coca leaves and extracts
50 of coca leaves from which cocaine, ecgonine, and

Page 2

1 derivatives of ecgonine or their salts have been
2 removed.

3 (b) Cocaine, its salts, optical and geometric
4 isomers, and salts of isomers.

5 (c) Ecgonine, its derivatives, their salts,
6 isomers, and salts of isomers.

7 (d) Cocaine base.

8 Sec. ____ Section 124.401, subsection 1, paragraph
9 c, subparagraph (2), Code Supplement 1999, is amended
10 by striking the subparagraph.

11 Sec. ____ Section 124.401, subsection 1, paragraph
12 c, subparagraph (3), Code Supplement 1999, is amended
13 to read as follows:

14 (3) Five grams or less of a any compound, mixture,
15 preparation, or substance described in subparagraph
16 (2) which contains cocaine base, containing a
17 detectable amount of any of the following:

18 (a) Coca leaves, except coca leaves and extracts
19 of coca leaves from which cocaine, ecgonine, and
20 derivatives of ecgonine or their salts have been
21 removed.

22 (b) Cocaine, its salts, optical and geometric
23 isomers, and salts of isomers.

24 (c) Ecgonine, its derivatives, their salts,
25 isomers, and salts of isomers.

26 (d) Cocaine base.

27 Sec. ____ Section 232.22, subsection 1, paragraph
28 e, subparagraph (2), Code 1999, is amended to read as
29 follows:

30 (2) A mixture or substance containing cocaine, its
31 salts, optical and geometric isomers, and salts of
32 isomers, and if the act was committed by an adult, it
33 would be a violation of section 124.401, subsection 1,
34 paragraph "a", subparagraph (2) (3), subparagraph
35 subdivision (b), paragraph "b", subparagraph (2) (3),
36 subparagraph subdivision (b), or paragraph "c",
37 subparagraph (2) (3), subparagraph subdivision (b)."

38 2. By renumbering as necessary.

Garman of Story rose on a point of order that amendment H-8646 was not germane.

The Speaker ruled the point well taken and amendment H-8646 not germane.

Ford of Polk moved to suspend the rules to consider amendment H-8646.

Roll call was requested by Ford of Polk and Schrader of Marion.

On the question "Shall the rules be suspended to consider amendment H-8646?" (H.F. 2552)

The ayes were, 41:

Baudler	Bell	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Foege	Ford
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Stevens	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 52:

Alons	Arnold	Barry	Blodgett
Boal	Boddicker	Boggess	Bradley
Brauns	Brunkhorst	Carroll	Cormack
Davis	Dolecheck	Drake	Eddie
Fallon	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jenkins	Johnson
Kettering	Klemme	Larson	Lord
Metcalf	Millage	Nelson-Forbes	Raecker
Rants	Rayhons	Shey	Siegrist, Spkr.
Sunderbruch	Teig	Thomson	Tyrrell
Van Fossen	Weidman	Welter	Sukup, Presiding

Absent or not voting, 7:

Bukta	Dix	Frevert	Jager
Martin	Mundie	Van Engelenhoven	

The motion to suspend the rules lost.

The House stood at ease at 2:45 p.m., until the fall of the gavel.

The House resumed session at 3:45 p.m., Dix of Butler in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Stevens of Dickinson, for the remainder of the day, on request of Mertz of Kossuth.

SPECIAL PRESENTATION

Rants of Woodbury introduced to the House his mother, Carolyn Rants.

The House resumed consideration of House File 2552.

Murphy of Dubuque offered the following amendment H-8626, previously deferred, filed by him and moved its adoption:

H-8626

- 1 Amend House File 2552 as follows:
- 2 1. Page 13, by striking line 1 and inserting the
- 3 following:
- 4 ".....\$ 8,834,100"
- 5 2. Page 13, by striking line 7 and inserting the
- 6 following:
- 7 ".....\$ 6,760,111"
- 8 3. Page 13, by striking line 13 and inserting the
- 9 following:
- 10 ".....\$ 4,152,634"
- 11 4. Page 13, by striking line 25 and inserting the
- 12 following:
- 13 ".....\$ 11,707,668"
- 14 5. Page 13, by striking line 31 and inserting the
- 15 following:
- 16 ".....\$ 8,875,220"
- 17 6. Page 14, by striking line 2 and inserting the
- 18 following:
- 19 ".....\$ 5,207,755"
- 20 7. Page 14, by striking line 8 and inserting the
- 21 following:
- 22 ".....\$ 5,103,155"

Roll call was requested by Murphy of Dubuque and T. Taylor of Linn.

On the question "Shall amendment H-8626 be adopted?" (H.F. 2552)

The ayes were, 41:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin

Mascher	May	Mertz	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

The nays were, 56:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Boggess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Dix,
			Presiding

Absent or not voting, 3:

Frevert	Mundie	Stevens
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Amendment H-8626 lost.

Larkin of Lee offered the following amendment H-8630 filed by him and moved its adoption:

H-8630

- 1 Amend House File 2552 as follows:
- 2 1. Page 21, by striking lines 5 and 6 and
- 3 inserting the following:
- 4 ".....\$ 3,800,639
- 5FTEs 63.00"

Roll call was requested by Larkin of Lee and Weigel of Chickasaw.

On the question "Shall amendment H-8630 be adopted?" (H.F. 2552)

The ayes were, 39:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Foege	Ford
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shoultz
Taylor, D.	Taylor, T.	Thomas	Weigel
Whitead	Wise	Witt	

The nays were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake
Eddie	Fallon	Garman	Gipp
Greiner	Grundberg	Hahn	Hansen
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Weidman	Welter	Dix,	
		Presiding	

Absent or not voting, 6:

Frevert	Heaton	Mundie	Stevens
Van Fossen	Warnstadt		

Amendment H-8630 lost.

Ford of Polk asked and received unanimous consent to withdraw amendment H-8654 filed by him from the floor.

Richardson of Warren rose on a point of order and invoked Rule 32, referring House File 2552 to the committee on ways and means.

The Speaker ruled the point well taken.

Rants of Woodbury moved to suspend Rule 32 to consider House File 2552.

Roll call was requested by Rants of Woodbury and Brunkhorst of Bremer.

On the question "Shall Rule 32 be suspended to consider House File 2552?"

The ayes were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Welter	Dix,	
		Presiding	

The nays were, 40:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Dotzler	Drees
Falck	Fallon	Foege	Ford
Greimann	Holveck	Huser	Jochum
Kreiman	Kuhn	Larkin	Mascher
May	Mertz	Murphy	Myers
O'Brien	Osterhaus	Parmenter	Reynolds
Richardson	Scherrman	Schrader	Shultz
Taylor, D.	Taylor, T.	Thomas	Warnstadt
Weigel	Whitead	Wise	Witt

Absent or not voting, 5:

Doderer	Frevrt	Mundie	Stevens
Weidman			

The motion to suspend the rules prevailed.

Garman of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2552)

The ayes were, 56:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogges
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Davis	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Horbach	Houser
Huseman	Jacobs	Jager	Jenkins
Johnson	Kettering	Klemme	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Siegrist, Spkr.	Sukup	Sunderbruch
Teig	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Weidman	Welter	Dix,
			Presiding

The nays were, 41:

Bell	Bukta	Cataldo	Chiodo
Cohoon	Connors	Doderer	Dotzler
Drees	Falck	Fallon	Foege
Ford	Greimann	Holveck	Huser
Jochum	Kreiman	Kuhn	Larkin
Mascher	May	Mertz	Murphy
Myers	O'Brien	Osterhaus	Parmenter
Reynolds	Richardson	Scherrman	Schrader
Shoultz	Taylor, D.	Taylor, T.	Thomas
Warnstadt	Weigel	Whitead	Wise
Witt			

Absent or not voting, 3:

Frevert	Mundie	Stevens
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2552** and **House Concurrent Resolution 116**.

House File 2554, a bill for an act relating to and making appropriations to the judicial branch, was taken up for consideration.

Murphy of Dubuque asked and received unanimous consent to withdraw amendment H-8649 and amendment H-8650 filed by him from the floor.

Garman of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2554)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Dix,	
		Presiding	

The nays were, 1:

Kreiman

Absent or not voting, 4:

Frevert

Mundie

Stevens

Thomson

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **House File 2554** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Garman of Story, for the remainder of the day, on request of Rants of Woodbury.

SENATE AMENDMENTS CONSIDERED

Raecker of Polk called up for consideration **House File 2331**, a bill for an act relating to operating a motorboat or sailboat while intoxicated and providing penalties, amended by the Senate, and moved that the House concur in the following Senate amendment H-8637:

H-8637

- 1 Amend House File 2331, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 16, line 33, by inserting after the word
- 4 "operating" the following: "a motorboat or sailboat".
- 5 2. Page 20, line 11, by inserting after the word
- 6 "operating" the following: "a motorboat or sailboat".

The motion prevailed and the House concurred in the Senate amendment H-8637.

Raecker of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2331)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake

Drees	Eddie	Falck	Fallon
Foege	Ford	Gipp	Greimann
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Dix,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Freverf	Garman	Greiner	Mundie
Stevens			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Blodgett of Cerro Gordo called up for consideration **House File 2510**, a bill for an act relating to operating while intoxicated, including ignition interlock provisions, amended by the Senate, and moved that the House concur in the following Senate amendment H-8539:

H-8539

- 1 Amend House File 2510, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, lines 10 through 12, by striking the
- 4 words ", or, at the end of the full period of
- 5 revocation, an operator's license issued by the
- 6 department".

The motion prevailed and the House concurred in the Senate amendment H-8539.

Blodgett of Cerro Gordo moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2510)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Dix, Presiding

The nays were, none.

Absent or not voting, 4:

Frevert	Garman	Mundie	Stevens
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Huser of Polk called up for consideration **House File 2492**, a bill for an act relating to certain state and municipal agencies by making changes relating to the provision of and training for fire protection service and emergency medical service and by amending the powers

and duties of townships and township officers, amended by the Senate, and moved that the House concur in the following Senate amendment H-8578:

H-8578

- 1 Amend House File 2492, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 9, line 26, by striking the words "and
- 4 grounds".
- 5 2. Page 9, line 27, by inserting after the word
- 6 "university" the following: ", the land upon which
- 7 the building is located, and parking space associated
- 8 with the building".
- 9 3. Page 9, line 30, by striking the word
- 10 "grounds" and inserting the following: "parking
- 11 space".
- 12 4. Page 10, line 1, by inserting after the word
- 13 "safety" the following: "unless such transfer is
- 14 prohibited or restricted by law or agreement".
- 15 5. Page 10, by inserting after line 5, the
- 16 following:
- 17 "The department of public safety and the state
- 18 board of regents shall enter into a written agreement
- 19 pursuant to chapter 28E regarding payment of debt
- 20 obligations incurred by the state board of regents on
- 21 behalf of the Iowa cooperative extension service for
- 22 agriculture and home economics for the lease-purchase
- 23 of a mobile burn unit which is to be used by the
- 24 department of public safety for fire fighter training.
- 25 The written agreement shall also provide for storage
- 26 of any of the equipment covered in this section at a
- 27 facility owned by Iowa state university for as long as
- 28 the lease for the building, land, and associated
- 29 parking is in effect."
- 30 6. Page 14, by striking lines 27 and 28, and
- 31 inserting the following: "required in subsection 7.
- 32 If a township fails to certify property taxes by March
- 33 15, the amount of taxes collected by".
- 34 7. Page 14, by striking line 34, and inserting
- 35 the following: "fiscal year for which the township
- 36 failed to certify property taxes."
- 37 8. By renumbering, relettering, or redesignating
- 38 and correcting internal references as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8578.

Huser of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2492)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shultz	Siegrist, Spkr.	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Dix
			Presiding

The nays were, none.

Absent or not voting, 4:

Frevert	Garman	Mundie	Stevens
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Baudler of Adair called up for consideration **House File 2391**, a bill for an act establishing a criminal offense relating to theft detection shielding devices and theft detection devices and providing a penalty, amended by the Senate, and moved that the House concur in the following Senate amendment H-8607:

H-8607

- 1 Amend House File 2391, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, line 7, by striking the word
- 4 "intentionally".
- 5 2. Page 1, line 8, by inserting after the word
- 6 "device" the following: "with the intent of
- 7 committing a theft and".

The motion prevailed and the House concurred in the Senate amendment H-8607.

Baudler of Adair moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2391)

The ayes were, 87:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggett	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dolecheck	Dotzler	Drake	Eddie
Falck	Foege	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Dix,	
		Presiding	

The nays were, 7:

Doderer	Drees	Fallon	Ford
Greimann	Parmenter	Shoultz	

Absent or not voting, 6:

Frevert	Garman	Kuhn	Mundie
Siegrist, Spkr.	Stevens		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Brunkhorst of Bremer called up for consideration **House File 2146**, a bill for an act relating to the authority of the board of educational examiners over certification and licensing of para-educators and practitioners, amended by the Senate, and moved that the House concur in the following Senate amendment H-8577:

H-8577

- 1 Amend House File 2146, as passed by the House, as
- 2 follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 256.7, Code 1999, is amended
- 6 by adding the following new subsection:
- 7 **NEW SUBSECTION.** 22. Adopt rules and a procedure
- 8 for the approval of para-educator preparation programs
- 9 offered by a public school district, area education
- 10 agency, community college, institution of higher
- 11 education under the state board of regents, or an
- 12 accredited private institution as defined in section
- 13 261.9, subsection 1. The programs shall train and
- 14 recommend individuals for para-educator certification
- 15 under section 272.12."
- 16 2. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8577.

Brunkhorst of Bremer moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2146)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Chiodo	Cohoon
Connors	Cormack	Davis	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Dix,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Cataldo	Frevert	Garman	Mundie
Siegrist, Spkr.	Stevens		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Carroll of Poweshiek in the chair at 5:00 p.m.

CONSIDERATION OF BILL Unfinished Business Calendar

Senate File 2366, a bill for an act relating to the purchase, possession, and sale of cigarettes and tobacco products and providing penalties, with report of committee recommending passage, was taken up for consideration.

Connors of Polk offered the following amendment H-8524 filed by him and moved its adoption:

H-8524

1 Amend Senate File 2366, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. NEW SECTION. 453D.1 CIGARETTES AND
6 TOBACCO PRODUCTS – PROHIBITED.

7 1. It is unlawful for any person to ship or import
8 into this state, or to manufacture, offer for sale,
9 sell, distribute, transport, or possess within this
10 state, cigarettes or tobacco products.

11 2. As used in this section, unless the context
12 otherwise requires:

13 a. "Cigarette" means any roll for smoking made
14 wholly or in part of tobacco, or any substitute for
15 tobacco, irrespective of size or shape and
16 irrespective of tobacco or any substitute for tobacco
17 being flavored, adulterated, or mixed with any other
18 ingredient, where such roll has a wrapper or cover
19 made of paper or any other material; but does not mean
20 cigars.

21 b. "Tobacco products" means cigars; little cigars
22 as defined in section 453A.42, subsection 5; cheroots;
23 stogies; periques; granulated; plug cut, crimp cut,
24 ready rubbed, and other smoking tobacco; snuff, snuff
25 flour; cavendish; plug and twist tobacco; fine-cut and
26 other chewing tobaccos; shorts; or refuse scraps,
27 clippings, cuttings and sweepings of tobacco, and
28 other kinds and forms of tobacco, prepared in such
29 manner as to be suitable for chewing or smoking in a
30 pipe or otherwise, or both for chewing and smoking;
31 but does not mean cigarettes.

32 Sec. 2. Section 135.1, unnumbered paragraph 1,
33 Code 1999, is amended to read as follows:

34 For the purposes of chapter 155 and Title IV,
35 subtitle 2, excluding chapters ~~142B~~, ~~145B~~, and 146,
36 unless otherwise defined:

37 Sec. 3. Section 135.11, subsection 13, Code
38 Supplement 1999, is amended to read as follows:

39 13. Establish, publish, and enforce rules not
40 inconsistent with law for the enforcement of the
41 provisions of chapters 125 and 155, and Title IV,
42 subtitle 2, excluding chapters ~~142B~~, ~~145B~~, and 146 and
43 for the enforcement of the various laws, the
44 administration and supervision of which are imposed
45 upon the department.

46 Sec. 4. Section 232.8, subsection 1, paragraph b,

47 Code 1999, is amended to read as follows:

48 b. Violations by a child of provisions of chapter

49 321, 321G, ~~453A~~, 461A, 461B, 462A, 481A, 481B, 483A,

50 484A, or 484B, which would be simple misdemeanors if

Page 2

1 committed by an adult, and violations by a child of
2 county or municipal curfew or traffic ordinances, are
3 excluded from the jurisdiction of the juvenile court
4 and shall be prosecuted as simple misdemeanors as
5 provided by law. a child convicted of a violation
6 excluded from the jurisdiction of the juvenile court
7 under this paragraph shall be sentenced pursuant to
8 section 805.8, where applicable, and pursuant to
9 section 903.1, subsection 3, for all other violations.

10 Sec. 5. Section 331.303, subsection 3, Code
11 Supplement 1999, is amended by striking the
12 subsection.

13 Sec. 6. Section 331.427, subsection 1, unnumbered
14 paragraph 1, Code 1999, is amended to read as follows:

15 Except as otherwise provided by state law, county
16 revenues from taxes and other sources for general
17 county services shall be credited to the general fund
18 of the county, including revenues received under
19 sections 101A.3, 101A.7, 123.36, 123.143, ~~142B.6~~,
20 176A.8, 321.105, 321.152, 321G.7, section 331.554,
21 subsection 6, sections 341A.20, 364.3, 368.21, 422A.2,
22 428A.8, 430A.3, 433.15, 434.19, 445.57, ~~453A.35~~,
23 458A.21, 483A.12, 533.24, 556B.1, 567.10, 583.6,
24 602.8108, 904.908, and 906.17, and chapter 405A, and
25 the following:

26 Sec. 7. Section 331.653, subsection 11, Code 1999,
27 is amended by striking the subsection.

28 Sec. 8. Section 331.756, subsection 20, Code 1999,
29 is amended by striking the subsection.

30 Sec. 9. Section 421.10, Code 1999, is amended to
31 read as follows:

32 421.10 APPEAL PERIOD – APPLICABILITY.

33 The appeal period for revision of assessment of
34 tax, interest, and penalties set out under section
35 422.28, 422.54, or 452A.64, ~~453A.29~~, or ~~453A.46~~
36 applies to appeals to notices from the department
37 denying changes in filing methods, denying refund
38 claims, and denying portions of refund claims for the
39 tax covered by that section, and notices of any
40 department action directed to a specific taxpayer,
41 other than licensing, which involves a calculation.
42 Sec. 10. Section 669.14, subsection 11, unnumbered
43 paragraph 1, Code Supplement 1999, is amended to read
44 as follows:

45 Any claim for financial loss based upon an act or

46 omission in financial regulation, including but not
 47 limited to examinations, inspections, audits, or other
 48 financial oversight responsibilities, pursuant to
 49 chapters 87, 203, 203A, 203C, 203D, ~~421B~~, 486, 487,
 50 and 490 through 553, excluding chapters 540A, 542B,

Page 3

1 542C, 543B, 543C, 543D, 544A, and 544B.
 2 Sec. 11. Section 805.8, subsection 11, Code
 3 Supplement 1999, is amended by striking the
 4 subsection.
 5 Sec. 12. Section 903.1, subsection 3, Code
 6 Supplement 1999, is amended to read as follows:
 7 3. A person under eighteen years of age convicted
 8 of a simple misdemeanor under chapter 321, 321G, ~~453A~~,
 9 ~~461A~~, 461B, 462A, 481A, 481B, 483A, 484A, or 484B, or
 10 a violation of a county or municipal curfew or traffic
 11 ordinance, except for an offense subject to section
 12 805.8, may be required to pay a fine, not to exceed
 13 one hundred dollars, as fixed by the court, or may be
 14 required to perform community service as ordered by
 15 the court.
 16 Sec. 13. Chapters 142B, 421B, and 453A, Code 1999
 17 and Code Supplement 1999, are repealed."
 18 2. Title page, by striking lines 1 and 2 and
 19 inserting the following: "An Act prohibiting the
 20 shipping or importing into the state, or the
 21 manufacturing, offering for sale, selling,
 22 distributing, transporting, or possessing within the
 23 state of cigarettes or tobacco products."

Amendment H-8524 lost.

Sukup of Franklin asked and received unanimous consent to withdraw amendment H-8530 filed by him on March 22, 2000, placing amendment H-8657 filed by Parmenter of Story from the floor, out of order.

Parmenter of Story offered amendment H-8520 filed by him as follows:

H-8520

1 Amend Senate File 2366, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 2, by striking lines 19 through 26, and
 4 inserting the following:
 5 "11. Failure to pay the civil penalty imposed for

6 ~~a violation of section 453A.2, subsection 2, is a~~
 7 ~~simple misdemeanor punishable as a scheduled violation~~
 8 ~~under section 805.8, subsection 11. Notwithstanding~~
 9 ~~section 602.8106 or any other provision to the~~
 10 ~~contrary, any civil penalty or criminal fine paid~~
 11 ~~under this subsection shall be retained by the city or~~
 12 ~~county enforcing the violation to be used for~~
 13 ~~enforcement of section 453A.2."~~

14 2. Page 7, line 8, by striking the figure "(1)"
 15 and inserting the following: "(4)".

16 3. Page 7, line 13, by striking the letter "(a)"
 17 and inserting the following: "(1)".

18 4. Page 7, line 15, by striking the letter "(b)"
 19 and inserting the following: "(2)".

20 5. Page 7, line 17, by striking the letter "(c)"
 21 and inserting the following: "(3)".

22 6. Page 7, by striking lines 23 through 33, and
 23 inserting the following:

24 "~~(2) For failing to pay the civil penalty under~~
 25 ~~section 453A.2, subsection 2, the scheduled criminal~~
 26 ~~fine is twenty five dollars if the violation is a~~
 27 ~~first offense, fifty dollars if the violation is a~~
 28 ~~second offense, and one hundred dollars if the~~
 29 ~~violation is a third or subsequent offense. Failure~~
 30 ~~to pay the scheduled criminal fine shall not result in~~
 31 ~~the person being detained in a secure facility. The~~
 32 ~~complainant shall not be charged a filing fee."~~

33 7. By renumbering as necessary.

The House stood at ease at 5:30 p.m., until the fall of the gavel.

The House resumed session at 5:33 p.m., Carroll of Poweshiek in the chair.

Rants of Woodbury asked and received unanimous consent that House File 2366 be deferred and that the bill retain its place on the calendar. (Amendment H-8520 pending)

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2146, 2331, 2391, 2492 and 2510.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 29, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2470, a bill for an act relating to the office of the state public defender including indigent defense costs and the appropriation of indigent defense funds.

Also: That the Senate has on March 29, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2486, a bill for an act relating to the taking of fish and game by establishing residency requirements, authorizing the taking of deer and the use of certain mechanical devices for taking deer within a city, and methods of taking fish and subjecting violators to an existing penalty.

Also: That the Senate has on March 29, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 428, a bill for an act relating to the authority of cities and counties to adopt rent control ordinances.

Also: That the Senate has on March 29, 2000, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2308, a bill for an act relating to harassment via electronic communications and making penalties applicable.

Also: That the Senate has on March 29, 2000, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 2411, a bill for an act relating to public retirement systems and providing implementation, applicability, and effective dates.

MICHAEL E. MARSHALL, Secretary

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the

Governor for his approval on this 29th day of March, 2000: House Files 2168, 2218, 2240, 2253, 2277, 2330, 2368 and 2425.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 29, 2000, he approved and transmitted to the Secretary of State the following bills:

House File 2099, an act affecting eligibility for the beginning farmer loan program, and providing an effective date.

House File 2169, an act relating to the appointment of emergency management coordinators.

House File 2173, an act providing for inheritance by great-grandparents, great-aunts and uncles, and second cousins of intestate decedents.

House File 2220, an act relating to the confidentiality of internet protocol numbers associated with public information requests.

Senate File 2048, an act providing for the appointment and length of terms for members added to a hospital board of trustees.

Senate File 2147, an act relating to motor vehicles, including motor vehicle enforcement, titling, and registration, the renewal of certain licenses related to selling vehicles, and motor carrier regulation, making penalties applicable, and providing effective dates.

Senate File 2164, an act relating to expenditure of primary road fund moneys for dust control on certain municipal streets.

Senate File 2256, an act establishing a pilot project requiring that the state department of transportation purchase soydiesel fuel for use in some of its vehicles, and providing for contingent effectiveness.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Ninety-seven fourth through sixth grade students from Woodbine Elementary School, Woodbine, accompanied by Susie Gaedke, Deb Barry, Don Graff, Shawna Paskert, Myra Hazard, Todd Donels, Bev Hall, Kristi Rummel, Dr. Hazard and Kathy Waite. By Barry of Harrison.

Seventh grade students from Mt. Pleasant Middle School, Mt. Pleasant, accompanied by Bev Alderson. By Heaton of Henry.

Thirty-two seventh grade students from Mt. Pleasant Middle School, Mt. Pleasant, accompanied by Mrs. Wilson and Patty Madden. By Heaton of Henry.

Twenty-two government class students from Davis City High School, Bloomfield, accompanied by Ed Good. By Kreiman of Davis.

Forty senior American Government students from Boone High School, Boone, accompanied by Gary Achenbach and Scott Heitland. By O'Brien of Boone.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\683 Tyne and Leo Hall, Whiting – For celebrating their 59th wedding anniversary.
- 2000\684 Ivan Struble, Castana – For celebrating his 90th birthday.
- 2000\685 Mr. and Mrs. Joe Dunlap, Onawa – For celebrating their 50th wedding anniversary.
- 2000\686 Clair Clark, Armstrong – For celebrating her 83rd birthday.
- 2000\687 Elizabeth Edwards, Armstrong – For celebrating her 83rd birthday.
- 2000\688 Alice Smith, Milford – For celebrating her 85th birthday.
- 2000\689 Olivia Peterson, Armstrong – For celebrating her 89th birthday.
- 2000\690 Ferne Larsen, Armstrong – For celebrating her 94th birthday.

- 2000\691 Emma and Joe McConnell, Armstrong – For celebrating their 51st wedding anniversary.
- 2000\692 Greg Anderson, Hull – For being named to the Des Moines Register's Class 1-A All-State Boys' Basketball Team.
- 2000\693 Travis Hulstein, Hull – For being named to the Class 1-A Boys' Basketball All Tournament Team.
- 2000\694 Edna and Merrill Gipp, Indianola – For celebrating their 50th wedding anniversary.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 778

Ways and Means: Teig, Chair; Jochum and Sukup.

House Study Bill 779

Ways and Means: Jenkins, Chair; Drake and Shoultz.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 780 Ways and Means

Relating to the treatment for sales and use tax purposes of sales where the substance of the transactions is delivered by electromagnetic waves, digitally, or by way of cable or fiber optics, the exemption from the sales and use taxes of the furnishing, sale, or rental of information services, providing of refunds, and including an effective and retroactive applicability date provision.

H.S.B. 781 Appropriations

Relating to and making appropriations from the tobacco settlement fund.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2428, a bill for an act appropriating funds to the department of economic development, certain board of regents institutions, the department of workforce development, the public employment relations board, and making related statutory changes.

Fiscal Note is not required.

Recommended **Amend and Do Pass with amendment H-8653** March 29, 2000.

RESOLUTION FILED

HR 116, by Ford and Jacobs, a resolution congratulating the Des Moines Dragons International Basketball Association Basketball Team.

Laid over under **Rule 25**.

AMENDMENTS FILED

H—8647	S.F.	2429	Blodgett of Cerro Gordo
H—8648	S.F.	2395	Falck of Fayette
H—8651	S.F.	2395	Falck of Fayette
H—8652	S.F.	2329	Drees of Carroll Welter of Jones T. Taylor of Linn
H—8653	S.F.	2428	Committee on Appropriations
H—8655	S.F.	2418	Huser of Polk
H—8656	S.F.	2366	Parmenter of Story
H—8658	H.F.	2530	Shey of Linn
H—8659	S.F.	2251	Kuhn of Floyd
H—8660	S.F.	2366	Parmenter of Story
H—8661	S.F.	2395	Falck of Fayette
H—8662	S.F.	2308	Senate Amendment
H—8663	S.F.	2418	Huser of Polk

On motion by Rants of Woodbury the House adjourned at 5:43 p.m., until 8:45 a.m., Thursday, March 30, 2000.

JOURNAL OF THE HOUSE

Eighty-first Calendar Day – Fifty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 30, 2000

The House met pursuant to adjournment at 9:20 a.m., Speaker pro tempore Sukup in the chair.

Prayer was offered by Reverend Lola M. Rosenberger, pastor of St. John's United and Zion United Church of Christ, Peterson and Calumet.

The Journal of Wednesday, March 29, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Speaker Siegrist, until his arrival, on request of Rants of Woodbury; Houser of Pottawattamie on request of Barry of Harrison.

ADOPTION OF HOUSE RESOLUTION 116

Ford of Polk called up for consideration House Resolution 116, a resolution congratulating the Des Moines Dragons International Basketball Association Basketball Team, and moved its adoption.

The motion prevailed and the resolution was adopted.

Carroll of Poweshiek in the chair at 9:43 a.m.

SENATE AMENDMENT CONSIDERED

Alons of Sioux called up for consideration **House File 2376**, a bill for an act relating to veterans preference in public employment, amended by the Senate, and moved that the House concur in the following Senate amendment H-8610:

H-8610

- 1 Amend House File 2376 as follows:
- 2 1. Page 1, by striking lines 16 through 20 and

3 inserting the following: "appointed or refused to
 4 appoint the person. ~~Within ten days after an~~
 5 ~~appointment is refused, the appointing officer, board,~~
 6 ~~or person shall notify the unsuccessful applicant in~~
 7 ~~writing of the~~ At the time of application or at an
 8 interview for the position, an applicant may request
 9 notification of refusal only or notification of
 10 refusal and the".
 11 2. Page 1, line 21, by inserting after the word
 12 "refusal." the following: "The notification shall be
 13 sent within ten days after the successful applicant is
 14 selected."

The motion prevailed and the House concurred in the Senate amendment H-8610.

Alons of Sioux moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2376)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Frevert

Houser

Siegrist, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 2325, a bill for an act relating to the family investment program and associated provisions, with report of committee recommending passage, was taken up for consideration.

SENATE FILE 2368 SUBSTITUTED FOR HOUSE FILE 2325

Boddicker of Cedar asked and received unanimous consent to substitute Senate File 2368 for House File 2325.

Senate File 2368, a bill for an act relating to the family investment program and associated provisions, was taken up for consideration.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2368)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohon
Connors	Cormack	Davis	Doderer
Dolecheck	Dotzler	Drake	Eddie
Falck	Fallon	Foege	Ford
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson

Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Dix	Drees	Frevert	Holmes
Houser	Siegrist, Spkr.		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2325 WITHDRAWN

Boddicker of Cedar asked and received unanimous consent to withdraw House File 2325 from further consideration by the House.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2376** and **Senate File 2368**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 30, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2393, a bill for an act relating to the certification of persons as confinement site manure applicators, providing for fees, and making penalties applicable.

Also: That the Senate has on March 30, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2522, a bill for an act relating to addresses used by persons seeking relief from domestic abuse.

Also: That the Senate has on March 30, 2000, passed the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution 2005, a joint resolution nullifying amendments to administrative rules of the department of revenue and finance concerning the classification of condominiums for property tax purposes and providing an effective date.

MICHAEL E. MARSHALL, Secretary

On motion by Barry of Harrison, the House was recessed at 9:55 a.m., until 11:30 a.m.

LATE MORNING SESSION

The House reconvened at 11:40 a.m., Speaker Siegrist in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-one members present, twenty-nine absent.

SENATE AMENDMENT CONSIDERED

Boddicker of Cedar called up for consideration **House File 2135**, a bill for an act relating to the designated date of withholding of support by payors of income and providing an effective date, amended by the Senate, and moved that the House concur in the following Senate amendment H-8580:

H-8580

- 1 Amend House File 2135, as passed by the House, as
- 2 follows:
- 3 1. Page 1, by inserting before line 1 the
- 4 following:
- 5 "Section 1. Section 252B.22, Code 1999, is amended
- 6 to read as follows:
- 7 252B.22 ~~STATEWIDE SUPPORT LIEN INDEX LIENS -~~

8 MOTOR VEHICLE REGISTRATION – TASK FORCE.

9 1. The child support recovery unit created in this
10 chapter shall establish a task force to assist in the
11 development and implementation of a plan for a
12 statewide support lien index. all of the following:
13 The unit, in consultation with the task force, may
14 recommend additional statutory changes to the general
15 assembly by January 1, 1999, to facilitate
16 implementation of a statewide index.

17 2. The plan shall provide for an index pertaining
18 to any person against whom a support judgment is
19 entered, registered, or otherwise filed with a court
20 in this state, against whom the unit is enforcing a
21 support judgment, or against whom an interstate lien
22 form promulgated by the United States secretary of
23 health and human services is filed. The plan shall
24 also provide for implementation and administration of
25 an automated statewide support lien index, access to
26 at least one location in every county, and the
27 development of procedures to periodically update the
28 lien information.

29 a. The filing of notices of liens and actions to
30 release liens.

31 b. The process for delaying the renewal of a motor
32 vehicle registration due to a support delinquency and
33 recommendations for additional statutory changes to
34 the general assembly.

35 3. 2. Members of the task force may include, but
36 shall not be limited to, representatives, appointed by
37 the respective entity, of the Iowa land title
38 association, the Iowa realtors' association, the Iowa
39 state bar association, the Iowa county recorders'
40 association, the Iowa clerks of court association, the
41 Iowa county treasurers' association, the Iowa
42 automobile dealers' association, the Iowa bankers
43 association, the Iowa recreational vehicle dealers'
44 association, the independent automobile dealers'
45 association of Iowa, the Iowa mortgage bankers'
46 association, the Iowa motorcycle association, the Iowa
47 credit union league, department of revenue and
48 finance, state department of transportation, the
49 office of the secretary of state, the office of the
50 state court administrator, and other constituency

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1 groups and agencies which have an interest in a
2 statewide support lien index to the record liens.
3 Appointments are not subject to sections 69.16 and
4 69.16A. Vacancies shall be filled by the original
5 appointment authority and in the manner of the
6 original appointments."

- 7 2. Title page, by striking lines 1 and 2 and
 8 inserting the following: "An Act relating to support
 9 obligations and providing an effective date."
 10 3. By renumbering as necessary.

Carroll of Poweshiek in the chair at 11:50 a.m.

The motion prevailed and the House concurred in the Senate amendment H-8580.

Boddicker of Cedar moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2135)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Dix
Houser

Ford
Raecker

Frevert

Hoffman

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 2219, a bill for an act relating to the limitation on deposits which may be held by a depository institution or holding company and establishment of a procedure for determining compliance with such limitation, was taken up for consideration.

Bradley of Clinton offered the following amendment H-8067 filed by him and moved its adoption:

H-8067

- 1 Amend House File 2219 as follows:
- 2 1. Page 8, by inserting after line 14, the
- 3 following:
- 4 "Sec. ____ EFFECTIVE DATE AND RETROACTIVE
- 5 APPLICABILITY. This Act, being deemed of immediate
- 6 importance, takes effect upon enactment, and is
- 7 retroactively applicable to January 1, 2000."
- 8 2. Title page, line 4, by inserting after the
- 9 word "limitation" the following: ", providing for the
- 10 Act's applicability, and providing an effective date".

Amendment H-8067 was adopted.

SENATE FILE 2158 SUBSTITUTED FOR HOUSE FILE 2219

Bradley of Clinton asked and received unanimous consent to substitute Senate File 2158 for House File 2219.

Senate File 2158, a bill for an act relating to the limitation on deposits which may be held by a depository institution or holding company and establishment of a procedure for determining compliance with such limitation, providing for the Act's applicability, and providing an effective date, was taken up for consideration.

Bradley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2158)

The ayes were, 83:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Gipp	Greimann	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Nelson-Forbes	Osterhaus	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Carroll,	
		Presiding	

The nays were, 11:

Doderer	Fallon	Foege	Garman
Kreiman	Myers	O'Brien	Parmenter
Rants	Taylor, D.	Taylor, T.	

Absent or not voting, 6:

Dix	Ford	Frevert	Grundberg
Houser	Raecker		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2219 WITHDRAWN

Bradley of Clinton asked and received unanimous consent to withdraw House File 2219 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 30, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2424, a bill for an act creating an Iowa Lewis and Clark bicentennial commission, an Iowa Lewis and Clark bicentennial fund, and providing an effective date.

Also: That the Senate has on March 30, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2485, a bill for an act relating to the allocation of funds within the soil and water enhancement account of the resource enhancement and protection fund.

Also: That the Senate has on March 30, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2521, a bill for an act relating to mandatory mediation of certain farm disputes prior to initiation of related litigation.

Also: That the Senate has on March 30, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2427, a bill for an act relating to the definition of factory-built structures, the relocation of factory-built structures, the certification of installers of manufactured homes and providing for a fee, an appropriation, and a civil penalty.

MICHAEL E. MARSHALL, Secretary

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2135 and Senate File 2158.**

House File 2540, a bill for an act relating to economic development programs and related tax credits, was taken up for consideration.

Warnstadt of Woodbury offered the following amendment H-8494 filed by him and moved its adoption:

H-8494

1 Amend House File 2540 as follows:

2 1. Page 3, by inserting after line 12 the
3 following:

4 "Sec. __. Section 15E.192, Code 1999, is amended
5 by adding the following new subsection:
6 NEW SUBSECTION. 2A. A city or county may create
7 an economic development enterprise zone as authorized
8 in this division, subject to certification by the
9 department of economic development, by designating up
10 to four square miles of the city or county for that
11 purpose. In order for an enterprise zone to be
12 certified pursuant to this subsection, an enterprise
13 zone shall meet the distress criteria provided in
14 section 15E.194, subsection 2A. Section 15E.194,
15 subsections 1 and 2, shall not apply to an enterprise
16 zone certified pursuant to this subsection."

17 2. Page 3, line 17, by striking the word "the"
18 and inserting the following: "the a county or city
19 may apply to the department for an area to be
20 certified as an enterprise zone pursuant to subsection
21 2a at any time prior to July 1, 2001. The".

22 3. Page 3, by inserting after line 20 the
23 following:

24 "Sec. __. Section 15E.194, subsection 2,
25 unnumbered paragraph 1, Code 1999, is amended to read
26 as follows:

27 An enterprise zone may be designated by a city with
28 a population of twenty-four thousand or more which
29 meets at least two of the following criteria:

30 Sec. __. Section 15E.194, Code 1999, is amended
31 by adding the following new subsection:

32 NEW SUBSECTION. 2A. A city or county may
33 designate an area of up to four square miles to be an
34 enterprise zone if the area includes or is located
35 within one mile of at least three of the following:

- 36 a. A commercial service airport.
37 b. A barge terminal or a navigable waterway.
38 c. Entry to a rail line.
39 d. Entry to an interstate highway.
40 e. Entry to a commercial and industrial highway
41 network as identified pursuant to section 313.2A."

42 4. Page 4, line 26, by striking the words "county
43 or" and inserting the following: "county, or".

44 5. Page 4, line 27, by inserting after the word
45 "city," the following: "or subsection 2a upon request
46 by the county or city".

47 6. Page 4, line 31, by inserting after the figure
48 "1," the following: "2A".

49 7. Page 5, line 1, by inserting after the figure
50 "1," the following: "2A".

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- 1 8. Page 5, line 22, by inserting after the figure
- 2 "1" the following: "2A".
- 3 9. Page 5, lines 23 and 24, by striking the words
- 4 "with a population of twenty-four thousand or more"
- 5 and inserting the following: "~~with a population of~~
- 6 ~~twenty-four thousand or more~~".
- 7 10. Page 5, line 25, by inserting after the
- 8 figure "2" the following: "2A".
- 9 11. By renumbering as necessary.

Speaker Siegrist in the chair at 12:45 p.m.

Amendment H-8494 lost.

Jacobs of Polk asked and received unanimous consent to withdraw amendment H-8575 filed by her and Jenkins of Black Hawk on March 28, 2000.

Jacobs of Polk offered the following amendment H-8623 filed by her and Jenkins of Black Hawk and moved its adoption:

H-8623

- 1 Amend House File 2540 as follows:
- 2 1. Page 3, by inserting after line 20 the
- 3 following:
- 4 "Sec. 100. Section 15E.193B, subsection 2, Code
- 5 1999, is amended to read as follows:
- 6 2. An eligible housing business under this section
- 7 includes a housing developer, or housing contractor,
- 8 or nonprofit organization that builds or rehabilitates
- 9 a minimum of four single-family homes with a value,
- 10 after completion of the building or rehabilitation,
- 11 not exceeding one hundred twenty thousand dollars for
- 12 each home located in that part of a city or county in
- 13 which there is a designated enterprise zone or one
- 14 multiple dwelling unit building containing three or
- 15 more individual dwelling units with a total value per
- 16 unit, after completion of the building or
- 17 rehabilitation, not exceeding one hundred twenty
- 18 thousand dollars located in that part of a city or
- 19 county in which there is a designated enterprise zone.
- 20 Sec. 101. Section 15E.193B, subsection 5, Code
- 21 1999, is amended by adding the following new
- 22 paragraph:
- 23 NEW PARAGRAPH. e. Information showing the amount
- 24 of tax credits and government forgivable loans and

25 grants which will be received as a result of its new
 26 investment in housing for which the business is
 27 seeking approval for the tax credit provided in
 28 subsection 6, paragraph "a".
 29 Sec. 102. Section 15E.193B, subsection 6,
 30 paragraph a, Code 1999, is amended to read as follows:
 31 a. An eligible housing business may claim ~~an~~
 32 ~~income~~ a tax credit up to a maximum of ten percent of
 33 the new investment which is directly related to the
 34 building or rehabilitating of a minimum of four
 35 single-family homes located in that part of a city or
 36 county in which there is a designated enterprise zone
 37 or one multiple dwelling unit building containing
 38 three or more individual dwelling units located in
 39 that part of a city or county in which there is a
 40 designated enterprise zone. The tax credit may be
 41 used to reduce the tax liability imposed under chapter
 42 422, division II, III, or V. Any credit in excess of
 43 the tax liability for the tax year may be credited to
 44 the tax liability for the following seven years or
 45 until depleted, whichever occurs earlier. If the
 46 business is a partnership, ~~subchapter~~ S corporation,
 47 limited liability company, or estate or trust electing
 48 to have the income taxed directly to the individual,
 49 an individual may claim the tax credit allowed. The
 50 amount claimed by the individual shall be based upon

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1 the pro rata share of the individual's earnings of the
 2 partnership, ~~subchapter~~ S corporation, limited
 3 liability company, or estate or trust."
 4 2. Page 6, by inserting after line 17 the
 5 following:
 6 "Sec. 103. Section 15E.195, subsection 5, Code
 7 1999, is amended by adding the following new
 8 unnumbered paragraph:
 9 **NEW UNNUMBERED PARAGRAPH.** However, if the
 10 commission or department finds that an eligible
 11 housing business will receive, as a result of its new
 12 investment in housing, other tax credits and
 13 government forgivable loans and grants, the maximum
 14 amount of tax credit that may be approved under
 15 section 15E.193B, subsection 6, shall be the lesser of
 16 ten percent or the amount which when added to the
 17 other tax credits and government forgivable loans and
 18 grants will result in the housing business receiving
 19 eighty percent of the cost of the new investment for
 20 which approval is sought in governmental incentives
 21 and assistance."
 22 3. Page 6, by inserting after line 35 the
 23 following:

24 "Sec. __. EFFE CTIVE AND APPLICABILITY DATES.
 25 This Act, being deemed of immediate importance, takes
 26 effect upon enactment. Sections 100, 101, 102, and
 27 103 of this Act apply retroactively to January 1,
 28 2000, for tax years beginning on or after that date."
 29 4. Title page, line 2, by inserting after the
 30 word "credits" the following: "and including
 31 effective and retroactive applicability date
 32 provisions".

Amendment H-8623 was adopted.

Horbach of Tama offered the following amendment H-8640 filed by him and moved its adoption:

H-8640

1 Amend House File 2540 as follows:
 2 1. Page 4, line 11, by striking the word "five"
 3 and inserting the following: "four".

Amendment H-8640 was adopted.

Jenkins of Black Hawk offered the following amendment H-8608 filed by him and Weigel of Chickasaw and moved its adoption:

H-8608

1 Amend House File 2540 as follows:
 2 1. Page 4, lines 16 and 17, by striking the words
 3 "fifty acres" and inserting the following: "one
 4 mile".

Amendment H-8608 was adopted.

Jenkins of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2540)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo

Cohoon	Cormack	Davis	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falk	Fallon	Foege
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
Osterhaus	Parmenter	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 7:

Connors	Dix	Ford	Frevert
Houser	O'Brien	Raecker	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 30, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2377, a bill for an act providing for access to certain child abuse information by the governor and the general assembly, making penalties and remedies applicable, and including an effective date and applicability provision.

MICHAEL E. MARSHALL, Secretary

Senate File 2047, a bill for an act relating to the powers and duties of county officers with respect to county warrants, with report of committee recommending passage, was taken up for consideration.

Van Engelenhoven of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2047)

The ayes were, 93:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Garman	Gipp	Greimann
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Mundie	Murphy	Myers	Nelson-Forbes
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 7:

Dix	Ford	Frevert	Greiner
Houser	O'Brien	Thomson	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2540** and **Senate File 2047**.

Senate File 2092, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities and providing effective dates, with report of committee recommending amendment and passage, was taken up for consideration.

Kettering of Sac offered the following amendment H-8255 filed by the committee on judiciary and moved its adoption:

H-8255

- 1 Amend Senate File 2092, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 9, by striking lines 26 through 31.
- 4 2. Page 9, by inserting after line 33 the
- 5 following:
- 6 "Sec. ____ Section 322C.11, Code 1999, is amended
- 7 to read as follows:
- 8 322C.11 PENALTIES.
- 9 A person violating a provision of section 322C.3,
- 10 ~~or 322C.7~~ ~~or 322C.8~~ is guilty of a serious
- 11 misdemeanor."
- 12 3. Page 15, by inserting after line 30, the
- 13 following:
- 14 "Sec. ____ Section 322C.8, Code 1999, is repealed."
- 15 4. By renumbering as necessary.

The committee amendment H-8255 was adopted.

Kettering of Sac moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2092)

The ayes were, 94:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker Siegrist		

The nays were, none.

Absent or not voting, 6:

Dix	Ford	Frevert	Houser
O'Brien	Teig		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2443, a bill for an act relating to residential landlord-tenant law, by allowing for notice of and a surcharge for payments with a check returned for insufficient funds, and making certain changes related to forcible entry and detainer actions, was taken up for consideration.

Fallon of Polk asked and received unanimous consent to withdraw amendments H-8355, H-8356, H-8357 and H-8358 filed by him on March 14, 2000.

Carroll of Poweshiek offered amendment H-8568 filed by him as follows:

H-8568

- 1 Amend House File 2443 as follows:
- 2 1. Page 2, line 23, by striking the word
- 3 "brought", and inserting the following: "filed".
- 4 2. Page 3, by inserting after line 22 the
- 5 following:
- 6 "5. In any case where this section has become
- 7 operative, the provisions of section 648.18 shall not
- 8 apply."

Fallon of Polk offered the following amendment H-8606, to amendment H-8568, filed by him and moved its adoption:

H-8606

- 1 Amend the amendment, H-8568, to House File 2443, as
- 2 follows:
- 3 1. Page 1, by inserting after line 3 the
- 4 following:
- 5 "___". Page 3, line 2, by striking the word
- 6 "agreement" and inserting the following:
- 7 "undertaking".

Amendment H-8606 was adopted.

On motion by Carroll of Poweshiek amendment H-8568, as amended, was adopted.

SENATE FILE 2214 SUBSTITUTED FOR HOUSE FILE 2443

Carroll of Poweshiek asked and received unanimous consent to substitute Senate File 2214 for House File 2443.

Senate File 2214, a bill for an act relating to residential landlord-tenant law, by allowing for notice of and a surcharge for rent paid with a check returned for insufficient funds, and making certain changes related to forcible entry and detainer actions, was taken up for consideration.

Fallon of Polk asked and received unanimous consent that amendment H-8585 be deferred.

Shoultz of Black Hawk asked and received unanimous consent to withdraw amendment H-8601 filed by him on March 28, 2000.

Carroll of Poweshiek offered amendment H-8567 filed by him as follows:

H-8567

- 1 Amend Senate File 2214, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. By striking page 1, line 1, through page 2,
- 4 line 10.
- 5 2. Title page, lines 1 through 3, by striking the
- 6 words "allowing for notice of and a surcharge for rent
- 7 paid with a check returned for insufficient funds,
- 8 and".
- 9 3. By renumbering as necessary.

Shoultz of Black Hawk offered the following amendment H-8609, to amendment H-8567, filed by him and moved its adoption:

H-8609

- 1 Amend the amendment, H-8567, to Senate File 2214,
- 2 as amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by striking lines 3 and 4 and
- 5 inserting the following:
- 6 " ___. Page 1, by inserting after line 31 the
- 7 following:
- 8 "3. Regardless of whether the rental agreement
- 9 entered into by the parties is in writing, if a
- 10 landlord has, in accordance with section 562A.18,
- 11 established a rule requiring payment of a late fee in
- 12 the event that periodic rent payments are not timely
- 13 made, in the situation where the tenant makes an
- 14 untimely payment of rent with a dishonored check,
- 15 draft, or order, or if the dishonoring of the check,
- 16 draft, or order causes the rent payment to become
- 17 untimely, the landlord must then elect whether to
- 18 collect the surcharge for the dishonored check, draft,
- 19 or order, or to collect the late fee for untimely
- 20 payment of rent, but shall not collect both."
- 21 ___. Page 2, by inserting after line 10 the
- 22 following:
- 23 "3. Regardless of whether the rental agreement
- 24 entered into by the parties is in writing, if a
- 25 landlord has, in accordance with section 562B.19,
- 26 established a rule requiring payment of a late fee in
- 27 the event that periodic rent payments are not timely

28 made, in the situation where the tenant makes an
29 untimely payment of rent with a dishonored check,
30 draft, or order, or if the dishonoring of the check,
31 draft, or order causes the rent payment to become
32 untimely, the landlord must then elect whether to
33 collect the surcharge for the dishonored check, draft,
34 or order, or to collect the late fee for untimely
35 payment of rent, but shall not collect both.""
36 2. Page 1, by striking lines 5 through 8.

Amendment H-8609 lost.

On motion by Carroll of Poweshiek amendment H-8567 was adopted.

Fallon of Polk offered the following amendment H-8600 filed by him and moved its adoption:

H-8600

1 Amend Senate File 2214, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 3, line 2, by striking the word
4 "undertaking" and inserting the following:
5 "agreement".

Amendment H-8600 was adopted.

Carroll of Poweshiek offered the following amendment H-8632 filed by him and moved its adoption:

H-8632

1 Amend Senate File 2214, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 3, lines 18 and 19, by striking the words
4 "this section" and inserting the following:
5 "subsection 1".

Amendment H-8632 was adopted.

Fallon of Polk offered amendment H-8585 filed by him, previously deferred and requested division as follows:

H-8585

1 Amend Senate File 2214, as amended, passed and

2 reprinted by the Senate, as follows:

H-8585A

- 3 1. Page 1, line 13, by striking the word "may"
- 4 and inserting the following: "shall".
- 5 2. Page 1, line 13, by inserting after the words
- 6 "by a" the following: "clear and conspicuous".
- 7 3. Page 1, line 15, by striking the word "may"
- 8 and inserting the following: "shall".
- 9 4. Page 1, line 15, by inserting after the word
- 10 "by" the following: "clear and conspicuous".
- 11 5. Page 1, line 21, by inserting before the word
- 12 "notice" the following: "clear and conspicuous".
- 13 6. Page 1, line 23, by inserting after the word
- 14 "rent" the following: "or other amounts owed to the
- 15 landlord".
- 16 7. Page 1, line 26, by inserting after the word
- 17 "shall" the following: "not".
- 18 8. Page 1, line 30, by inserting before the word
- 19 "notice" the following: "clear and conspicuous".
- 20 9. Page 1, line 35, by inserting before the word
- 21 "notice" the following: "clear and conspicuous".
- 22 10. Page 2, line 5, by inserting after the word
- 23 "shall" the following: "not".
- 24 11. Page 2, line 6, by inserting after the word
- 25 "total" the following: "rent".
- 26 12. Page 2, line 9, by inserting after the word
- 27 "provides" the following: "clear and conspicuous".

H-8585B

- 28 13. Page 2, lines 33 and 34, by striking the
- 29 words "land-leased community", and inserting the
- 30 following: "mobile home park".
- 31 14. Page 3, line 3, by inserting before the word
- 32 "upkeep", the following: "reasonable".
- 33 15. Page 3, line 3, by inserting before the word
- 34 "charges", the following: "reasonable".
- 35 16. Page 3, line 7, by striking the words "land-
- 36 leased community", and inserting the following:
- 37 "mobile home park".
- 38 17. Page 3, lines 20 and 21, by striking the
- 39 words "whether or not", and inserting the following:
- 40 "if".

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8585A.

Further division was requested as follows:

Lines 38 through 40, Division C.

On motion by Fallon of Polk amendment H-8585B was adopted.

The following amendment H-8676, to amendment H-8585C, filed by Fallon from the floor was adopted by unanimous consent:

H-8676

- 1 Amend amendment H-8585, to Senate File 2214,
- 2 as amended, passed and reprinted by the Senate,
- 3 as follows:
- 4 1. Page 1, line 40, by inserting after the word
- 5 "if" the word "the".

Fallon of Polk asked and received unanimous consent to withdraw amendment H-8585C.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2214)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen

Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, none.

Absent or not voting, 4:

Dix	Frevert	Houser	O'Brien
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

HOUSE FILE 2443 WITHDRAWN

Carroll of Poweshiek asked and received unanimous consent to withdraw House File 2443 from further consideration by the House.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2092 and 2214.**

The House resumed consideration of **Senate File 2366**, a bill for an act relating to the purchase, possession, and sale of cigarettes and tobacco products and providing penalties, previously deferred on March 29, 2000.

Parmenter of Story asked and received unanimous consent to withdraw amendment H-8520, previously deferred, filed by him on March 22, 2000.

Sukup of Franklin offered the following amendment H-8670 filed by him, Kreiman of Davis, Weigel of Chickasaw and Myers of Johnson from the floor and moved its adoption:

H-8670

- 1 Amend Senate File 2366, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 2, by striking lines 19 through 26, and
- 4 inserting the following:
- 5 "11. Failure to pay the civil penalty imposed for
- 6 a violation of section 453A.2, subsection 2, is a

7 ~~simple misdemeanor punishable as a scheduled violation~~
 8 ~~under section 805.8, subsection 11.~~ Notwithstanding
 9 section 602.8106 or any other provision to the
 10 contrary, any civil penalty ~~or criminal fine~~ paid
 11 under this subsection shall be retained by the city or
 12 county enforcing the violation ~~to be used for~~
 13 ~~enforcement of section 453A.2."~~

14 2. Page 2, by striking lines 27 through 31, and
 15 inserting the following:

16 "b. For a first offense, performance of eight
 17 hours of community work requirements, unless waived by
 18 the court.

19 c. For a second offense, performance of twelve
 20 hours of community work requirements."

21 3. Page 2, line 32 by striking the word "forty"
 22 and inserting the following: "sixteen".

23 4. Page 2, line 33, by striking the word
 24 "service" and inserting the following: "work

25 requirements."

26 5. Page 2, line 33, by striking the words "and
 27 suspension of the person's".

28 6. By striking page 2, line 34, through page 3,
 29 line 31.

30 7. Page 7, line 8, by striking the figure "(1)"
 31 and inserting the following: "(1)".

32 8. Page 7, line 13, by striking the letter "(a)"
 33 and inserting the following: "(1)".

34 9. Page 7, line 15, by striking the letter "(b)"
 35 and inserting the following: "(2)".

36 10. Page 7, line 17, by striking the letter "(c)"
 37 and inserting the following: "(3)".

38 11. Page 7, by striking lines 19 through 22.

39 12. Page 7, by striking lines 23 through 33, and
 40 inserting the following:

41 "(2) For failing to pay the civil penalty under
 42 section 453A.2, subsection 2, the scheduled criminal
 43 fine is twenty five dollars if the violation is a
 44 first offense, fifty dollars if the violation is a
 45 second offense, and one hundred dollars if the
 46 violation is a third or subsequent offense. Failure
 47 to pay the scheduled criminal fine shall not result in
 48 the person being detained in a secure facility. The
 49 complainant shall not be charged a filing fee."

50 13. By renumbering as necessary.

Amendment H-8670 was adopted.

Shoultz of Black Hawk asked and received unanimous consent to withdraw amendment H-8516 filed by Weigel of Chickasaw and Parmenter of Story on March 22, 2000.

Parmenter of Story asked and received unanimous consent to withdraw amendment H-8660 filed by him on March 29, 2000.

Shoultz of Black Hawk asked and received unanimous consent to withdraw amendment H-8521 filed by him on March 22, 2000.

Parmenter of Story asked and received unanimous consent to withdraw amendment H-8656 filed by him on March 29, 2000.

Sukup of Franklin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2366)

The ayes were, 86:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cphoon	Connors	Cormack	Dolecheck
Dotzler	Drake	Drees	Eddie
Falck	Garman	Gipp	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Huseman	Huser	Jacobs	Jager
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Richardson
Scherrman	Schrader	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Mr. Speaker		
	Siegrist		

The nays were, 9:

Davis	Doderer	Fallon	Foege
Ford	Greimann	Mascher	Reynolds
Taylor, T.			

Absent or not voting, 5:

Dix
O'Brien

Frevert

Houser

Jenkins

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2366** be immediately messaged to the Senate.

SENATE MESSAGES CONSIDERED

Senate Joint Resolution 2005, by committee on ways and means, a joint resolution nullifying amendments to administrative rules of the department of revenue and finance concerning the classification of condominiums for property tax purposes and providing an effective date.

Read first time and **passed on file**.

Senate File 2427, by committee on ways and means, a bill for an act relating to the definition of factory-built structures, the relocation of factory-built structures, the certification of installers of manufactured homes and providing for a fee, an appropriation, and a civil penalty.

Read first time and referred to committee on **ways and means**.

INTRODUCTION OF BILL

House File 2555, by committee on appropriations, a bill for an act relating to and making appropriations from the tobacco settlement fund.

Read first time and placed on the **appropriations calendar**.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Wednesday afternoon, March 29, 2000. Had I been present, I would have voted "aye" on House Files 2146, 2391, 2492 and 2510.

GARMAN of Story

I was necessarily absent from the House chamber on March 29, 2000. Had I been present, I would have voted "aye" on House Files 2146, 2331, 2391, 2510, 2554 and "nay" on House File 2552.

MUNDIE of Webster

I was necessarily absent from the House chamber on March 30, 2000. Had I been present, I would have voted "aye" on House Files 2135, 2540 and Senate File 2158.

RAECKER of Polk

I was necessarily absent from the House chamber on March 29, 2000. Had I been present, I would have voted "aye" on House Files 2146, 2331, 2391, 2492, 2510, 2554 and "nay" on House File 2552.

STEVENS of Dickinson

I was necessarily absent from the House chamber on March 30, 2000. Had I been present, I would have voted "aye" on Senate File 2092.

TEIG of Hamilton

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 30th day of March, 2000: House Files 2431 and 2531.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 29, 2000, he approved and transmitted to the Secretary of State the following bill:

House File 2179, an act relating to the certified school to career program.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Moulton Elementary School students, Moulton. By Ford of Polk.

Sixty-eight sixth grade students from Gladbrook-Reinbeck Middle School, Gladbrook, accompanied by Terri Luehring. By Horbach of Tama.

Thirty-four senior students from Jesup High School, Jesup, accompanied by Teacher Jeff Gearhart. By Jager of Black Hawk.

Forty government students from Harmony High School, Farmington, accompanied by Amy Morgan. By Reynolds of Van Buren.

Forty-eight sixth grade students from Nashua-Plainfield School, Nashua. By Weigel of Chickasaw.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

H—8665	H.F.	2530	Wise of Lee
H—8666	S.F.	2143	Jacobs of Polk
H—8667	H.F.	2530	Hoffman of Crawford
			Larson of Linn
			Kettering of Sac
			Raecker of Polk
			Warnstadt of Woodbury
			Heaton of Henry
			Wise of Lee
			Chiodo of Polk
			Van Engelenhoven of Mahaska
			Baudler of Adair
H—8668	S.F.	2241	Ford of Polk
			Baudler of Adair
H—8669	S.F.	2313	Heaton of Henry
H—8671	H.F.	2530	Chiodo of Polk
			Metcalf of Polk
H—8672	H.F.	2377	Senate Amendment
H—8673	H.F.	620	Witt of Black Hawk
H—8674	H.F.	2386	Van Engelenhoven of Mahaska
H—8675	S.F.	2245	May of Worth
			Blodgett of Cerro Gordo
H—8677	S.F.	2430	Baudler of Adair
			Greimann of Story
H—8678	S.F.	2430	Blodgett of Cerro Gordo

On motion by Rants of Woodbury the House adjourned at 3:22 p.m., until 1:00 p.m., Monday, April 3, 2000.

JOURNAL OF THE HOUSE

Eighty-fifth Calendar Day - Fifty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 3, 2000

The House met pursuant to adjournment at 1:20 p.m., Speaker Siegrist in the chair.

Prayer was offered by Father Paul Weis, pastor of Saint Clement's Catholic Church, Bankston.

The Journal of Thursday, March 30, 2000 was approved.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Iowa Sight and Braille School Choir accompanied by parents and staff members. Prior to convening they entertained the House in song.

INTRODUCTION OF BILLS

House File 2556, by committee on ways and means, a bill for an act relating to the accelerated career education program, providing a tax credit from withholding, creating an accelerated career education grant program and fund, relating to the transfer of job training withholding to the workforce development fund account, and providing an effective date.

Read first time and placed on the **ways and means calendar**.

House File 2557, by committee on ways and means, a bill for an act relating to the state's disposition of unclaimed property law by setting a limit on the retention of abandoned property records, excluding certain property from being considered abandoned property, and setting requirements and conditions for hiring independent auditors.

Read first time and placed on the **ways and means calendar**.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 2238, a bill for an act relating to the use of school improvement technology program and school improvement technology block grant program moneys by school districts and area education agencies to employ or contract with information technology specialists, with report of committee recommending passage, was taken up for consideration.

Thomson of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2238)

The ayes were, 88:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Dix	Doderer
Dolecheck	Dotzler	Drake	Eddie
Falck	Fallon	Foege	Ford
Garman	Gipp	Greimann	Greiner
Grundberg	Hahn	Hansen	Heaton
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jenkins	Jochum	Johnson	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	May	Mertz	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Schrader	Shey	Shoultz	Stevens
Sukup	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker
			Siegrist

The nays were, 10:

Cormack	Davis	Drees	Jager
Kettering	Martin	Metcalf	Millage
Sunderbruch	Van Engelenhoven		

Absent or not voting, 2:

Frevert

Mascher

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 2386, a bill for an act relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division, was taken up for consideration.

Carroll of Poweshiek in the chair at 1:40 p.m.

Van Engelenhoven of Mahaska offered the following amendment H-8674 filed by him and moved its adoption:

H-8674

- 1 Amend House File 2386 as follows:
- 2 1. Page 1, line 30, by striking the words and
- 3 figures "subsections 2, 3, 4, and 6" and inserting the
- 4 following: "subsection 4".
- 5 2. Page 1, line 31, by striking the word "are"
- 6 and inserting the following: "is".
- 7 3. Page 1, line 31, by striking the word "subsections" and
- 8 inserting the word "subsection".

Amendment H-8674 was adopted.

SENATE FILE 2390 SUBSTITUTED FOR HOUSE FILE 2386

Van Engelenhoven of Mahaska asked and received unanimous consent to substitute Senate File 2390 for House File 2386.

Senate File 2390, a bill for an act relating to the duties of divisions within the department of inspections and appeals and codifying the establishment and duties of the existing health facilities division, was taken up for consideration.

Van Engelenhoven of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2390)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Frevert	Martin	Mascher
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2386 WITHDRAWN

Van Engelenhoven of Mahaska asked and received unanimous consent to withdraw House File 2386 from further consideration by the House.

Appropriations Calendar

Senate File 2141, a bill for an act creating a merchant marine bonus fund and making an appropriation, with report of committee recommending passage, was taken up for consideration.

Cormack of Webster moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2141)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Carroll, Presiding

The nays were, none.

Absent or not voting, 4:

Frevert	Mascher	Rants	Siegrist, Spkr.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED

Kettering of Sac called up for consideration **Senate File 2308**, a bill for an act relating to harassment via electronic communications and making penalties applicable, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment H-8662, to the House amendment:

H-8662

- 1 Amend the House amendment, S-5188, to Senate File
- 2 2308, as passed by the Senate, as follows:
- 3 1. Page 1, line 23, by striking the word
- 4 "certain", and inserting the following: "address and
- 5 location".
- 6 2. Page 1, lines 24 and 25, by striking the words
- 7 ", such as address or location information".
- 8 3. Page 2, line 47, by inserting after the word
- 9 "acting" the following: "reasonably and".

The motion prevailed and the House concurred in the Senate amendment H-8662, to the House amendment.

Kettering of Sac moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2308)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cphoon
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
May	Mertz	Metcalf	Millage

Mundie	Murphy	Myers	Nelson-Forbes
O'Brien	Osterhaus	Parmenter	Raecker
Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Carroll, Presiding

The nays were, none.

Absent or not voting, 4:

Connors	Frevert	Houser	Mascher
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

Senate File 2324, a bill for an act relating to DNA profiling, with report of committee recommending passage, was taken up for consideration.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2324)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord

Martin	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Frevert	Grundberg	Mascher
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Barry of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2141, 2238, 2308, 2324 and 2390.**

Senate File 2342, a bill for an act relating to the creation of a real estate improvement district, with report of committee recommending passage, was taken up for consideration.

Jacobs of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2342)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon

Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Frevort Mascher

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 421, a bill for an act to extend the jurisdiction of the juvenile court to include adoption and termination of parental rights proceedings, with report of committee recommending passage, was taken up for consideration.

Davis of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 421)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake

Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll, Presiding		

The nays were, none.

Absent or not voting, 2:

Frevert Raecker

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 421 and 2342.**

Ways and Means Calendar

House File 2546, a bill for an act relating to the administration and enforcement of the replacement tax imposed on the generation, transmission, and delivery, consumption, and use of electricity and natural gas, providing for the Act's retroactive applicability, and providing an effective date, was taken up for consideration.

SENATE FILE 2420 SUBSTITUTED FOR HOUSE FILE 2546

Jager of Black Hawk asked and received unanimous consent to substitute Senate File 2420 for House File 2546.

Senate File 2420, a bill for an act relating to the administration and enforcement of the replacement tax imposed on the generation, transmission, and delivery, consumption, and use of electricity and natural gas, providing for the Act's retroactive applicability, and providing an effective date, was taken up for consideration.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2420)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Frevert Raecker

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 2546 WITHDRAWN

Jager of Black Hawk asked and received unanimous consent to withdraw House File 2546 from further consideration by the House.

Unfinished Business Calendar

Senate File 2307, a bill for an act relating to public and workplace safety and wage collection laws administered by the labor commissioner, including changes in the regulation of boilers in places of public assembly and of elevator installers, and of employers under the wage payment collection law, with report of committee recommending passage, was taken up for consideration.

Horbach of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2307)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cphoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hoffman	Holmes	Holveck	Horbach
Houser	Huseman	Huser	Jacobs
Jager	Jenkins	Jochum	Johnson
Kettering	Klemme	Kreiman	Kuhn
Larkin	Larson	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter

Rants	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Carroll, Presiding

The nays were, none.

Absent or not voting, 4:

Frevort	Hansen	Heaton	Raecker
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2307 and 2420.**

Senate File 2249, a bill for an act relating to a state agency purchasing preference for bio-based hydraulic fluids, greases, and other industrial lubricants, with report of committee recommending passage, was taken up for consideration.

The following amendment H-8691 filed by Garman of Story from the floor was adopted by unanimous consent:

H-8691

- 1 Amend Senate File 2249, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 3, by inserting after the word
- 4 "procurement" the words "by state agencies".
- 5 2. Page 1, line 5, by striking the words "by
- 6 state agencies".

Brauns of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F: 2249)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll, Presiding		

The nays were, none.

Absent or not voting, 2:

Frevert Raecker

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 2294, a bill for an act relating to payment of education costs for certain juvenile facilities and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Boddicker of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2294)

The ayes were, 98:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Rants	Rayhons
Reynolds	Richardson	Scherrman	Schrader
Shey	Shoultz	Siegrist, Spkr.	Stevens
Sukup	Sunderbruch	Taylor, D.	Taylor, T.
Teig	Thomas	Thomson	Tyrrell
Van Engelenhoven	Van Fossen	Warnstadt	Weidman
Weigel	Welter	Whitead	Wise
Witt	Carroll,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Frevert Raecker

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2249 and 2294.**

Senate File 2146, a bill for an act relating to the appearance in court and the release from custody of certain criminal defendants, with report of committee recommending passage, was taken up for consideration.

Baudler of Adair moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2146)

The ayes were, 92:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Eddie
Falck	Fallon	Foege	Ford
Garman	Gipp	Greimann	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Larson	Lord	Martin	Mascher
May	Mertz	Metcalf	Millage
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Welter
Whitead	Wise	Witt	Carroll, Presiding

The nays were, 5:

Chiodo	Drees	Mundie	Murphy
Weigel			

Absent or not voting, 3:

Frevert	Grundberg	Raecker
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

House File 2550, a bill for an act relating to the Iowa educational savings plan trust and providing an effective date, was taken up for consideration.

Boal of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2550)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalfe	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Rants	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Carroll, Presiding

The nays were, 2:

Jager Van Engelenhoven

Absent or not voting, 2:

Frevert Raecker

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 3, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2153, a bill for an act relating to drug policy coordination, including establishment of a drug policy coordinator, the governor's office of drug control policy, and a drug policy advisory council.

Also: That the Senate has on April 3, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2362, a bill for an act relating to the establishment of a domestic abuse death review team and providing a penalty.

Also: That the Senate has on April 3, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2511, a bill for an act providing that the course for drinking drivers shall be taught by community colleges and licensed substance abuse programs, requiring participation in substance abuse awareness programs by all persons under the age of twenty-one who drive with a blood alcohol concentration level of .02 or more, and making related changes.

Also: That the Senate has on April 3, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2538, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the state department of transportation, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, and including fees for certain registration plates, allowing the department to conduct a pilot project, and providing for the nonreversion of certain moneys.

MICHAEL E. MARSHALL, Secretary

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2550** and **Senate File 2146**.

Ways and Means Calendar

Senate File 2418, a bill for an act relating to certification of property taxes by townships and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Huser of Polk asked and received unanimous consent to withdraw amendment H-8556 filed by her on March 27, 2000.

Huser of Polk asked and received unanimous consent to withdraw amendment H-8655 filed by her on March 29, 2000.

Huser of Polk offered the following amendment H-8663 filed by her and moved its adoption:

H-8663

1 Amend Senate File 2418, as passed by the Senate, as
2 follows:
3 1. Page 1, by striking lines 1 through 15, and
4 inserting the following:
5 "Section 1. Section 359.17, Code 1999, is amended
6 by adding the following new unnumbered paragraph:
7 NEW UNNUMBERED PARAGRAPH. If a township fails to
8 certify property taxes by March 15, the amount of
9 taxes collected by the county for the township shall
10 be the amount collected for the township in the
11 previous fiscal year to the extent that it does not
12 exceed the applicable levy rate limits in this
13 chapter. However, that amount may not exceed the
14 amount the township could collect based on property
15 assessments for the fiscal year for which the township
16 failed to certify property taxes."
17 2. Page 1, by striking lines 17 through 22.
18 3. Page 1, line 23, by striking the figure "2."
19 4. Page 1, line 23, by inserting after the word
20 "Act," the following: "or any other provision of the
21 Code to the contrary;".
22 5. Page 1, line 25, by striking the word and
23 figure "April 15" and inserting the following: "May
24 1".
25 6. Page 1, by inserting after line 27, the
26 following:
27 "Sec. ____ CONTINGENT REPEAL. If section 359.49,
28 relating to the consequences of a township's failure
29 to certify property taxes, is enacted by 2000 Iowa
30 Acts, House File 2492, section 1 of this Act is

31 repealed effective July 1, 2000."

32 7. By renumbering as necessary.

Amendment H-8663 was adopted.

Jager of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2418)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Boal	Boddicker	Boguess
Bradley	Brauns	Brunkhorst	Bukta
Cataldo	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum
Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Rayhons	Reynolds	Richardson
Scherrman	Schrader	Shey	Shoultz
Siegrist, Spkr.	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Carroll,
			Presiding

The nays were, none.

Absent or not voting, 4:

Blodgett	Frevort	Raecker	Rants
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Appropriations Calendar

Senate File 2416, a bill for an act relating to energy conservation including making appropriations of petroleum overcharge funds, with report of committee recommending passage, was taken up for consideration.

Horbach of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2416)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Carroll, Presiding			

The nays were, none.

Absent or not voting, 3:

Frevort	Raecker	Rants
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate Files 2416 and 2418.**

SENATE AMENDMENT CONSIDERED

Boddicker of Cedar called up for consideration **Senate File 2254**, a bill for an act relating to child support including medical support and payment of costs to financial institutions for data matching and automation program development, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment H-8476, to the House amendment:

H-8476

- 1 Amend the House amendment, S-5164 to Senate File
- 2 2254 as passed by the Senate, as follows:
- 3 1. Page 1, by inserting after line 39, the
- 4 following:
- 5 "Sec. ____ RETROACTIVE APPLICABILITY. Section
- 6 252I.4, subsection 3, as amended in this Act, is
- 7 retroactively applicable to January 1, 2000."
- 8 2. Page 1, by inserting after line 43, the
- 9 following:
- 10 "____. Title page, line 3, by inserting after the
- 11 word "development" the following: "and providing for
- 12 retroactive applicability"."

The motion prevailed and the House concurred in the Senate amendment H-8476, to the House amendment.

Boddicker of Cedar moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2254)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Cataldo	Chiodo	Cohoon
Connors	Cormack	Davis	Dix
Doderer	Dolecheck	Dotzler	Drake
Drees	Eddie	Falck	Fallon
Foege	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kreiman	Kuhn	Larkin	Larson
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Rayhons	Reynolds
Richardson	Scherrman	Schrader	Shey
Shoultz	Siegrist, Spkr.	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Whitead	Wise	Witt	Carroll, Presiding

The nays were, none.

Absent or not voting, 4:

Frevert	Raecker	Rants	Welter
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Unfinished Business Calendar

House File 2379, a bill for an act relating to juvenile crime prevention programs and youth development grant fund requirements and providing an effective date, was taken up for consideration.

Jacobs of Polk asked and received unanimous consent that House File 2379 be deferred and that the bill retain its place on the calendar.

IMMEDIATE MESSAGE

Jacobs of Polk asked and received unanimous consent that **Senate File 2254** be immediately messaged to the Senate.

INTRODUCTION OF BILL

House File 2558, by committee on ways and means, a bill for an act relating to an alternative method of computing the research activities credit for purposes of state income tax and including a retroactive applicability date provision.

Read first time and placed on the **ways and means calendar**.

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on Thursday, March 30, 2000. Had I been present, I would have voted "aye" on House File 2540 and Senate Files 2047, 2092, 2214 and 2366.

O'BRIEN of Boone

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 3rd day of April, 2000: House Files 2085, 2113, 2316, 2365 and 2385.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 30, 2000, he approved and transmitted to the Secretary of State the following bills:

House File 2239, an act relating to limited partnerships by providing for such partnerships to become limited liability limited partnerships, providing for related matters, and providing an effective date.

House File 2248, an act relating to alternate methods of providing proof of motor vehicle financial responsibility and providing an effective date.

House File 2329, an act extending the time period to qualify for certain linked investment programs and providing an effective date.

House File 2420, an act relating to the statute of limitations for filing a sexual abuse or sexual exploitation criminal indictment or information.

House File 2480, an act relating to motor vehicle registration periods and providing an effective date.

Senate File 2061, an act relating to the registration and licensing duties of the county recorder and providing for other properly related matters.

Senate File 2266, an act relating to the department of public defense by changing the number and qualifications of general officers in the Iowa national guard and increasing the membership of the emergency response commission and providing an effective date.

Senate File 2372, an act relating to certain providers of consumer services by eliminating the registration requirement for physical exercise clubs, making social referral service providers subject to provisions relating to door-to-door sales, and making penalties applicable.

Senate File 2388, an act relating to the filing of reports with the secretary of state by corporate entities.

Senate File 2409, an act relating to the operation and regulation of insurance companies, mutual insurance associations, benevolent associations, health maintenance organizations, and other insurance or risk-assuming entities, including the rights and duties of such entities and the powers and authority of the insurance commissioner and providing effective dates.

Also: That on March 31, 2000, he approved and transmitted to the Secretary of State the following bills:

House File 2168, an act relating to the exceptions to the requirement of holding a hearing in a dissolution of marriage action.

House File 2218, an act creating a county and state mutual insurance guaranty association and providing penalties.

House File 2240, an act relating to notice and the appointment of counsel in guardianship and conservatorship proceedings.

House File 2253, an act relating to state criminal jurisdiction and to the crimes of escape and absence from custody.

House File 2277, an act relating to hunting preserves by eliminating regulations applicable to certain animals classified as livestock.

House File 2330, an act relating to directional signs visible from the street at polling places.

House File 2368, an act relating to weight restrictions on certain implements of husbandry and providing for a study.

House File 2425, an act relating to knowledge of limitations on authority of managers of limited liability companies by persons dealing with such companies.

House File 2431, an act relating to ethics and campaign disclosure board procedures and to conflicts of interest of public officers and employees.

House File 2531, an act relating to services provided by county officers including funding for emergency medical services and the disposition of lost property.

Senate File 174, an act changing a Code reference to the Iowa association of community providers and providing an effective date.

Senate File 2015, an act relating to the enhanced criminal penalties associated with sexually predatory offenses and providing an effective date.

Senate File 2036, an act to repeal the upper Mississippi riverway compact.

Senate File 2212, an act concerning the administration of clerk of court offices.

Senate File 2215, an act striking a mandatory leave of absence for a civil service officer or employee, or a deputy sheriff who is a candidate for partisan public office, and providing an effective date.

GOVERNOR'S VETO MESSAGE

A copy of the following communication was received and placed on file:

March 30, 2000

The Honorable Chester Culver
Secretary of State
State Capitol Building
L O C A L

Dear Mr. Secretary:

I hereby transmit Senate File 2203, an act to allow the assignment of benefits under an insurance policy or contract, or health benefit plan to the provider of health care services.

I am unable to approve Senate File 2203 and hereby transmit it to you in accordance with Article III, Section 16, of the Constitution of the State of Iowa.

Senate File 2203 requires health insurance carriers and organized delivery systems (ODS) to accept written assignment of benefits from individuals covered under health benefit contracts. This assignment provides payment of benefits directly from the carrier or ODS to the health care provider.

There are distinct, competing views of the impact of this legislation. The proponent groups, which include physician and hospital associations, contend the bill provides consumer choice and efficiency in the billing process. The opponent groups, which include insurers, labor organizations, and Iowa Farm Bureau, contend the bill will increase cost to consumers and will cause consumers to be balance billed - having to pay the difference between the total provider bill and the amount covered by insurance.

I appreciate and support the need to improve efficiency and to ease the burden on consumers of dealing with what can be a very confusing billing process. I am, however, concerned about the cost increases that consumers could experience and the potential increased burden to taxpayers. I believe, based upon the information I have been provided, the potential cost of this bill outweighs the benefits of the billing efficiencies.

I have reviewed information received from other states that have enacted legislation similar to Senate File 2203. While that information is not conclusive, the potential adverse fiscal impact is troublesome. It could also negatively impact a consumer's ability to access health care due to lack of adequate provider networks.

I have also reviewed the fiscal note developed by the Legislative Fiscal Bureau as well as information developed by the Iowa Department of Management. The fiscal note states that the fiscal impact on the state cannot be determined due to a lack of sufficient information and concludes that the bill could encourage state employees to access providers outside of a network at a possible higher cost. The Department of Management states that it is difficult to estimate the fiscal impact since it is unknown whether or not providers will continue their current contractual arrangements. It's unfortunate that legislators did not consider or discuss with me prior to passing this legislation the potential fiscal impact to the state budget.

Considering the demands on the general fund and the lack of information that can more accurately define the financial risk for both taxpayers and for consumers, it would not be prudent of me to sign this legislation. I want to acknowledge the efforts that parties on both sides of this bill have made the past few days to craft a solution to the above mentioned concerns. I remain open to discussing or reviewing legislation that will address the need for a more efficient billing system, would provide for a more equitable balance in the negotiation process between insurers and providers, and would eliminate the potential risks for consumers and the state budget.

For the above reasons, I hereby respectfully disapprove Senate File 2203.

Sincerely,
Thomas J. Vilsack
Governor

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Three TAG students from Guthrie Center, accompanied by their teacher, Linda Powell. By Baudler of Adair.

Four TAG students from Harding Middle School, Des Moines, accompanied by Paul Herrin. By Fallon of Polk.

Eight eighth grade students from Washington Junior High School, Dubuque, accompanied by Jeff Johl. By Murphy of Dubuque.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

- 2000\699 John M. Grandfield, Winterset – For celebrating his 80th birthday.
- 2000\700 Joanne and Donald Jorgensen, Anita – For celebrating their 50th wedding anniversary.
- 2000\701 Doris and Dale Barnes, Greenfield – For celebrating their 50th wedding anniversary.
- 2000\702 Violet and Dale Luhrs, Greenfield – For celebrating their 50th wedding anniversary.
- 2000\703 Grace and Bud Stewart, Panora – For celebrating their 50th wedding anniversary.
- 2000\704 Rose and Eugene Glade, Panora – For celebrating their 50th wedding anniversary.

- 2000\705 Helen and Loyd Wine, Panora – For celebrating their 68th wedding anniversary.
- 2000\706 Ed Stoll, Manilla – For celebrating his 88th birthday.
- 2000\707 Mary Brue, Manilla – For celebrating her 83rd birthday.
- 2000\708 Elvira Hansen, Denison – For celebrating her 80th birthday.
- 2000\709 Marcella Harbaugh, Charter Oak – For celebrating her 80th birthday.
- 2000\710 Esther Wise, Lytton – For celebrating her 80th birthday.
- 2000\711 Ted Stiles, Wall Lake – For celebrating his 95th birthday.
- 2000\712 Freda and Wilmer Noll, Ida Grove – For celebrating their 50th wedding anniversary.
- 2000\713 Floyd Haworth, Woodbine – For celebrating his 90th birthday.
- 2000\714 Erma Spotts, Woodbine – For celebrating her 90th birthday.
- 2000\715 Viola Gross, Missouri Valley – For celebrating her 100th birthday.
- 2000\716 Minnie Mae Clark, Cedar Falls – For celebrating her 100th birthday.
- 2000\717 Helen Adamson, Cedar Falls – For celebrating her 100th birthday.
- 2000\718 Laurel Minton, Oelwein – For celebrating her 80th birthday.
- 2000\719 Mary C. Bloom, Oelwein – For celebrating her 80th birthday.
- 2000\720 William Stewart Kraus, Clinton – For celebrating his 90th birthday.
- 2000\721 Gladys "Peggy" Pray, Clinton – For celebrating her 90th birthday.
- 2000\722 Gladys Ibsen, De Witt – For celebrating her 90th birthday.
- 2000\723 Ruby and Raymond Couchman, Sewal – For celebrating their 60th wedding anniversary.
- 2000\724 Berniece and William O. Sass, Waterloo – For celebrating their 50th wedding anniversary.
- 2000\725 Hazel Buehler, Waterloo – For celebrating her 80th birthday.
- 2000\726 John H. Jacobsen, Waterloo – For celebrating his 96th birthday.
- 2000\727 Camilla and Robert Webber, Palo – For celebrating their 50th wedding anniversary.
- 2000\728 Ruth Kinney, Waterloo – For celebrating her 90th birthday.

2000\729 Marian L. Rozmus, Jesup – For celebrating her 80th birthday.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

ELIZABETH A. ISAACSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 2435, a bill for an act relating to appropriations for the department of human services and including other provisions and appropriations involving human services and health care, providing effective dates, and providing for retroactive applicability.

Fiscal Note is not required.

Recommended **Do Pass** April 3, 2000.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 753), relating to the state's disposition of unclaimed property law by setting a limit on the retention of abandoned property records, excluding certain property from being considered abandoned property, and setting requirements and conditions for hiring independent auditors.

Fiscal Note is not required.

Recommended **Do Pass** March 30, 2000.

Committee Bill (Formerly House Study Bill 768), relating to an alternative method of computing the research activities credit for purposes of state income tax and including a retroactive applicability date provision.

Fiscal Note is not required.

Recommended **Do Pass** March 30, 2000.

Committee Bill (Formerly House Study Bill 779), relating to the accelerated career education program, providing a tax credit from withholding, creating an accelerated career education grant program and fund, relating to the transfer of job training withholding to the workforce development fund account, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 30, 2000.

AMENDMENTS FILED

H—8679	S.F.	2429	Shoultz of Black Hawk
H—8680	S.F.	2429	Weigel of Chickasaw
H—8681	S.F.	2430	Blodgett of Cerro Gordo
H—8682	S.F.	2430	Mertz of Kossuth
H—8683	S.F.	2430	Murphy of Dubuque
H—8684	S.F.	2430	Weigel of Chickasaw Fallon of Polk
H—8685	S.F.	2429	Murphy of Dubuque
H—8686	S.F.	2428	Bogges of Page
H—8687	S.F.	2245	Raecker of Polk Kreiman of Davis
H—8688	S.F.	2430	Thomas of Clayton Rayhons of Hancock Baudler of Adair
H—8689	S.F.	2429	Ford of Polk
H—8690	S.F.	2429	Ford of Polk
H—8692	H.F.	2511	Senate Amendment
H—8693	H.F.	2538	Senate Amendment
H—8694	H.F.	2362	Senate Amendment
H—8695	S.F.	2428	Reynolds of Van Buren Richardson of Warren Falck of Fayette
			Witt of Black Hawk
			Kuhn of Floyd
			Dotzler of Black Hawk
H—8696	S.F.	2428	Wise of Lee Dotzler of Black Hawk Reynolds of Van Buren Bell of Jasper Jochum of Dubuque
			Witt of Black Hawk
			Holveck of Polk
			Stevens of Dickinson
			Mascher of Johnson
H—8697	S.F.	2428	Stevens of Dickinson Richardson of Warren Mascher of Johnson Dotzler of Black Hawk
H—8698	S.F.	2428	Reynolds of Van Buren Mertz of Kossuth Falck of Fayette Dotzler of Black Hawk

H—8699	S.F.	2428	Stevens of Dickinson Witt of Black Hawk Jochum of Dubuque Dotzler of Black Hawk
H—8700	S.F.	2428	Greimann of Story Mascher of Johnson Witt of Black Hawk
			Parmenter of Story Myers of Johnson Dotzler of Black Hawk
H—8701	S.F.	2428	Reynolds of Van Buren
H—8702	S.F.	2428	Foege of Linn Jochum of Dubuque Falck of Fayette Dotzler of Black Hawk
H—8703	S.F.	2428	T. Taylor of Linn
H—8704	S.F.	2428	Dotzler of Black Hawk
H—8705	S.F.	2428	Holveck of Polk
H—8706	S.F.	2428	Dotzler of Black Hawk
H—8707	S.F.	2428	Dotzler of Black Hawk Weigel of Chickasaw Kuhn of Floyd
H—8708	S.F.	2428	Holveck of Polk
H—8709	S.F.	2428	Dotzler of Black Hawk
H—8710	S.F.	2428	Dotzler of Black Hawk
H—8711	S.F.	2428	Holveck of Polk
H—8712	S.F.	2428	Dotzler of Black Hawk
H—8713	S.F.	2428	Holveck of Polk

On motion by Jacobs of Polk the House adjourned at 4:00 p.m., until 8:45 a.m., Tuesday, April 4, 2000.

JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day – Fifty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 4, 2000

The House met pursuant to adjournment at 8:50 a.m., Speaker Siegrist in the chair.

Prayer was offered by Reverend Doug Pfeiffer, pastor of Altoona Christian Church, Altoona.

The Journal of Monday, April 3, 2000 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Schrader of Marion on request of Myers of Johnson.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 3, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2198, a bill for an act directing the department of education to conduct a feasibility study of reorganization and sharing incentives for school districts.

Also: That the Senate has on April 3, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2463, a bill for an act relating to the department of personnel by providing for the duties of the department, the administration of the department, and benefits provided state employees, and providing effective and retroactive applicability dates.

Also: That the Senate has on April 3, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2533, a bill for an act appropriating federal funds made available from federal block grants and other federal grants, allocating portions of federal block

grants, and providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated and providing an effective date.

Also: That the Senate has on April 3, 2000, passed the following bill in which the concurrence of the House is asked:

Senate File 2431, a bill for an act providing for a tax levy for a county hospital fund in certain counties and providing an applicability and effective date.

MICHAEL E. MARSHALL, Secretary

SENATE MESSAGE CONSIDERED

Senate File 2431, by committee on ways and means, a bill for an act providing for a tax levy for a county hospital fund in certain counties and providing an applicability and effective date.

Read first time and referred to committee on **ways and means**.

SPECIAL PRESENTATION

Van Engelenhoven of Mahaska presented to the House, Jessie Kraayenbrink, Queen of the 2000 Pella Tulip Festival and escorted her and her court to the Speaker's station.

Queen Kraayenbrink presented her attendants, Kimberly De Bruin, Stephanie Roozeboom, Amy Jones and Melanie De Nooy.

Also present from Pella were the parents of the Queen and her court, who wore native Dutch costume and distributed the famous Pella Dutch cookies.

Queen Kraayenbrink addressed the House briefly and invited everyone to attend the Pella Tulip Festival May 11, 12 and 13, 2000.

The House rose and expressed its welcome.

SPECIAL PRESENTATION

Fallon of Polk introduced to the House George Mills, an Iowa historian and retired writer for the Des Moines Register who wrote an article regarding Melvin and Phyllis Yates.

The House rose and expressed its appreciation.

ADOPTION OF HOUSE RESOLUTION 112

Fallon of Polk called up for consideration House Resolution 112, a resolution honoring Melvin and Phyllis Yates, and moved its adoption.

The motion prevailed and the resolution was adopted.

SENATE AMENDMENT CONSIDERED

Gipp of Winneshiek called up for consideration **House File 2538**, a bill for an act relating to and making transportation and other infrastructure-related appropriations to the state department of transportation, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, and including fees for certain registration plates, allowing the department to conduct a pilot project, and providing for the nonreversion of certain moneys, amended by the Senate, and moved that the House concur in the following Senate amendment H-8693:

H-8693

1 Amend House File 2538, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 6, by inserting after line 24 the
4 following:

5 "Sec. 100. TEMPORARY TRANSFER OF RISE FUND MONEYS.

6 Notwithstanding provisions to the contrary in chapter

7 315, if the state transportation commission receives

8 and files a letter from the director of transportation

9 certifying that the state department of

10 transportation's cash flow funding may be inadequate

11 to meet anticipated road construction costs which

12 arise during the period beginning on the effective

13 date of this Act through June 30, 2001, the commission

14 may authorize the temporary transfer of funds from the

15 revitalize Iowa's sound economy (RISE) fund to the

16 primary road fund. Transferred funds shall be repaid

17 to the RISE fund within six months of transfer. The

18 commission shall manage the RISE fund to ensure that

19 funds will be available to meet contract obligations

20 on approved RISE projects.

21 Sec. ____ EFFECTIVE DATE. Section 100 of this

22 Act, being deemed of immediate importance, takes

23 effect upon enactment."

24 2. Title page, line 7, by inserting after the

25 word "moneys" the following: ", and providing an

26 effective date".

27 3. By renumbering as necessary.

The motion prevailed and the House concurred in the Senate amendment H-8693.

Gipp of Winneshiek moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2538)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Foegel	Ford	Garman	Gipp
Greimann	Greiner	Grundberg	Hahn
Hansen	Heaton	Hoffman	Holmes
Holveck	Horbach	Houser	Huseman
Huser	Jacobs	Jager	Jenkins
Jochum	Johnson	Kettering	Klemme
Kuhn	Larkin	Larson	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, 3:

Fallon	Kreiman	O'Brien
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Absent or not voting, 2:

Frevert	Schrader
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The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Unfinished Business Calendar

Senate File 2252, a bill for an act eliminating the future repeal of the school finance formula and providing for periodic legislative review, with report of committee recommending amendment and passage, was taken up for consideration.

Grundberg of Polk offered the following amendment H-8344 filed by the committee on education and moved its adoption:

H-8344

- 1 Amend Senate File 2252, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by striking lines 2 through 26 and
- 4 inserting the following: "amended to read as follows:
- 5 SEC. 135. Chapter 257, Code 2001 and Code
- 6 Supplement 2001, is repealed effective July 1, ~~2001~~
- 7 2002."
- 8 2. Title page, line 1, by striking the words
- 9 "eliminating the future" and inserting the following:
- 10 "delaying the".
- 11 3. Title page, line 2, by striking the words "and
- 12 providing for periodic legislative review".

The committee amendment H-8344 was adopted.

Grundberg of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2252)

The ayes were, 96:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boggess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Garman
Gipp	Greimann	Greiner	Grundberg

Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kuhn	Larkin	Lord
Martin	Mascher	May	Mertz
Metcalf	Millage	Mundie	Murphy
Myers	Nelson-Forbes	O'Brien	Osterhaus
Parmenter	Raecker	Rants	Rayhons
Reynolds	Richardson	Scherrman	Shey
Shoultz	Stevens	Sukup	Sunderbruch
Taylor, D.	Taylor, T.	Teig	Thomas
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Warnstadt	Weidman	Weigel	Welter
Whitead	Wise	Witt	Mr. Speaker Siegrist

The nays were, 1:

Kreiman

Absent or not voting, 3:

Frevert

Larson

Schrader

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 2538** and **Senate File 2252**.

Senate File 2113, a bill for an act relating to the licensing of individuals engaged in the healing art of massage therapy, with report of committee recommending amendment and passage, was taken up for consideration.

Jochum of Dubuque offered the following amendment H-8341 filed by the committee on state government and moved its adoption:

H-8341

- 1 Amend Senate File 2113, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by inserting after line 19 the
- 4 following:

- 5 "Sec. __. Section 152C.1, subsection 3, Code
 6 1999, is amended to read as follows:
 7 3. "Massage therapy" means performance for
 8 compensation of massage, myotherapy, massotherapy,
 9 bodywork, bodywork therapy, or therapeutic massage
 10 including hydrotherapy, superficial hot and cold
 11 applications, vibration and topical applications, or
 12 other therapy which involves manipulation of the
 13 muscle and connective tissue of the body, excluding
 14 osseous tissue, to treat the muscle tonus system for
 15 the purpose of enhancing health, muscle relaxation,
 16 increasing range of motion, reducing stress, relieving
 17 pain, or improving circulation. "Massage therapy"
 18 does not include diagnosis or service which requires a
 19 license to practice medicine or surgery, osteopathic
 20 medicine and surgery, osteopathy, chiropractic,
 21 cosmetology arts and sciences, or podiatry, and does
 22 not include service performed by athletic trainers,
 23 technicians, nurses, occupational therapists, or
 24 physical therapists who act under a professional
 25 license, certificate, or registration or under the
 26 prescription or supervision of a person licensed to
 27 practice medicine or surgery or osteopathic medicine
 28 and surgery."
 29 2. Page 1, line 32, by inserting after the word
 30 "offense" the following: ", with the maximum penalty
 31 not to exceed ten thousand dollars".
 32 3. Page 3, line 19, by striking the word
 33 "subsections" and inserting the following:
 34 "subsection".
 35 4. By renumbering as necessary.

The committee amendment H-8341 was adopted.

Jochum of Dubuque moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2113)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carrroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Garman

Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Frevert Larson Schrader

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

SENATE AMENDMENT CONSIDERED

Davis of Wapello called up for consideration **House File 2362**, a bill for an act relating to the establishment of a domestic abuse death review team and providing a penalty, amended by the Senate, and moved that the House concur in the following Senate amendment H-8694:

H-8694

- 1 Amend House File 2362, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 3, line 34, by inserting after the word
- 4 "acted" the following: "reasonably and".
- 5 2. Page 4, line 2, by inserting before the word
- 6 "lack" the following: "unreasonableness or".

The motion prevailed and the House concurred in the Senate amendment H-8694.

Davis of Wapello moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2362)

The ayes were, 97:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Boguess	Bradley	Brauns	Brunkhorst
Bukta	Carroll	Cataldo	Chiodo
Cohoon	Connors	Cormack	Davis
Dix	Doderer	Dolecheck	Dotzler
Drake	Drees	Eddie	Falck
Fallon	Foege	Ford	Garman
Gipp	Greimann	Greiner	Grundberg
Hahn	Hansen	Heaton	Hoffman
Holmes	Holveck	Horbach	Houser
Huseman	Huser	Jacobs	Jager
Jenkins	Jochum	Johnson	Kettering
Klemme	Kreiman	Kuhn	Larkin
Lord	Martin	Mascher	May
Mertz	Metcalf	Millage	Mundie
Murphy	Myers	Nelson-Forbes	O'Brien
Osterhaus	Parmenter	Raecker	Rants
Rayhons	Reynolds	Richardson	Scherrman
Shey	Shoultz	Stevens	Sukup
Sunderbruch	Taylor, D.	Taylor, T.	Teig
Thomas	Thomson	Tyrrell	Van Engelenhoven
Van Fossen	Warnstadt	Weidman	Weigel
Welter	Whitead	Wise	Witt
Mr. Speaker			
Siegrist			

The nays were, none.

Absent or not voting, 3:

Frevert	Larson	Schrader
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

House File 2373, a bill for an act relating to the issuance of closing protection letters by the Iowa finance authority, was taken up for consideration.

Hoffman of Crawford offered the following amendment H-8718 filed by him from the floor and moved its adoption:

H-8718

1 Amend House File 2373 as follows:
2 1. Page 1, by inserting before line 1 the
3 following:
4 "Section 1. Section 7C.5, Code 1999, is amended to
5 read as follows:
6 7C.5 FORMULA FOR ALLOCATION.
7 1. Except as provided in subsection 2 and in
8 section 7C.4A, subsections 1 through 5, the state
9 ceiling shall be allocated among all political
10 subdivisions on a statewide basis on the basis of the
11 chronological orders of receipt by the governor's
12 designee of the applications described in section 7C.6
13 with respect to a definitive issue of bonds, as
14 determined by the day, hour, and minute time-stamped
15 on the application immediately upon receipt by the
16 governor's designee. However, for the period January
17 1 through June 30 of each year, allocations to bonds
18 for which an amount of the state ceiling has been
19 reserved pursuant to section 7C.4A, subsection 6,
20 shall be made to the political subdivisions submitting
21 the applications first from the reserved amount until
22 the reserved amount has been fully allocated and then
23 from the amount specified in section 7C.4A, subsection
24 7.
25 2. a. Applications for the state ceiling
26 allocation under section 7C.4A, subsection 5, shall be
27 competitively rated by the governor's designee based
28 on the following criteria:
29 (1) The total number of jobs created,
30 (2) The total number of jobs to be created which
31 meet the wage threshold requirements of subparagraph
32 (3).
33 (3) The jobs to be created shall have a starting
34 wage of the lowest of any of the following:
35 (a) Ninety percent of the average county wage.
36 (b) Ninety percent of the average regional wage.
37 (c) Nine dollars and fifty cents adjusted annually
38 by calculating the percent increase or decrease in the
39 average Iowa hourly earnings level for all production

40 and nonproduction workers in the private sector from
41 the month of June of the previous year to June of the
42 current year.

43 (4) The provision and payment of at least eighty
44 percent of the cost of a standard medical and dental
45 plan for all full-time employees working at the
46 project for which assistance has been requested.

47 (5) The impact of the applicant's proposed project
48 on other businesses in competition with the applicant.
49 The governor's designee shall make a good faith effort
50 to prohibit the displacement of employees of existing

Page 2

1 businesses through an allocation of the state ceiling.

2 (6) The issuance to the applicant of all known
3 required environmental permits and the applicant's
4 compliance with all environmental regulations.

5 (7) The economic impact of the applicant's
6 proposed project on the state and the region of the
7 state in which the applicant will be locating.

8 b. Of the applications for the state ceiling
9 allocation under section 7C.4A, subsection 5, the
10 governor's designee shall place the highest rated
11 applications into one of the two drawings provided in
12 paragraph "c", subparagraph (1), based on the
13 population of the political subdivision where the
14 proposed project will be located. Upon request, the
15 governor's designee shall make available a written
16 rationale detailing the reasons used for selecting the
17 particular applicants chosen for the drawings
18 conducted pursuant to paragraph "c", subparagraph (1).

19 c. (1) On or before June 30 of each year, the
20 state ceiling allocated under section 7C.4A,
21 subsection 5, shall be allocated based on one drawing
22 conducted by the governor's designee for each of the
23 following groups:

24 (a) Applicants eligible pursuant to paragraph "b"
25 whose proposed project would be located in a political
26 subdivision with a population of twenty thousand or
27 less according to the most recent census.

28 (b) Applicants eligible pursuant to paragraph "b"
29 whose proposed project would be located in a political
30 subdivision with a population over twenty thousand.

31 (2) One-half of the state ceiling allocated under
32 section 7C.4A, subsection 5, shall be reserved for the
33 applicants in the drawing conducted pursuant to
34 subparagraph (1), subparagraph subdivision (a). The
35 remaining one-half of the state ceiling allocated
36 under section 7C.4A, subsection 5, shall be reserved
37 for the applicants in the drawing conducted pursuant
38 to subparagraph (1), subparagraph subdivision (b).

39 (3) Any remaining portion of the state ceiling
 40 allocated under section 7C.4A, subsection 5, which has
 41 not been awarded after the drawings under paragraph
 42 "c" shall become available to any applicant as
 43 determined by the governor's designee.
 44 d. An applicant shall not be allocated a portion
 45 of the state ceiling under this subsection more than
 46 once during the same calendar year. An applicant
 47 shall not be allocated a portion of the state ceiling
 48 under this subsection if the applicant has a majority
 49 owner who is a majority owner of another applicant who
 50 has been allocated a portion of the state ceiling

Page 3

1 under this subsection during the same calendar year."
 2 2. Title page, by striking lines 1 and 2 and
 3 inserting the following: "An Act relating to the Iowa
 4 finance authority by providing for the issuance of
 5 closing protection letters and providing for the
 6 allocation of the state ceiling of federally tax-
 7 exempt private activity bonds."
 8 3. By renumbering as necessary.

Amendment H-8718 was adopted.

Hoffman of Crawford asked and received unanimous consent to withdraw amendment H-8212 filed by him on March 7, 2000.

Hoffman of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 2373)

The ayes were, 95:

Alons	Arnold	Barry	Baudler
Bell	Blodgett	Boal	Boddicker
Bogges	Brauns	Brunkhorst	Bukta
Carroll	Chiodo	Cohoon	Connors
Cormack	Davis	Dix	Doderer
Dolecheck	Dotzler	Drake	Drees
Eddie	Falck	Fallon	Foege
Ford	Garman	Gipp	Greimann
Greiner	Grundberg	Hahn	Hansen
Heaton	Hoffman	Holmes	Holveck
Horbach	Houser	Huseman	Huser
Jacobs	Jager	Jenkins	Jochum

Johnson	Kettering	Klemme	Kreiman
Kuhn	Larkin	Lord	Martin
Mascher	May	Mertz	Metcalf
Millage	Mundie	Murphy	Myers
Nelson-Forbes	O'Brien	Osterhaus	Parmenter
Raecker	Rants	Rayhons	Reynolds
Richardson	Scherrman	Shey	Shoultz
Stevens	Sukup	Sunderbruch	Taylor, D.
Taylor, T.	Teig	Thomas	Thomson
Tyrrell	Van Engelenhoven	Van Fossen	Warnstadt
Weidman	Weigel	Welter	Whitead
Wise	Witt	Mr. Speaker	
		Siegrist	

The nays were, none.

Absent or not voting, 5:

Bradley	Cataldo	Frevert	Larson
Schrader			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Rants of Woodbury asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 2362, 2373** and **Senate File 2113**.

The House stood at ease at 10:00 a.m., until the fall of the gavel.

The House resumed session at 10:06 a.m., Speaker Siegrist in the chair.

Appropriations Calendar

Senate File 2302, a bill for an act relating to programs and public health issues under the purview of the Iowa department of public health and the appropriation of certain fees to the department, with report of committee recommending amendment and passage, was taken up for consideration.

Eddie of Buena Vista in the chair at 10:08 a.m.

Nelson-Forbes of Marshall offered the following amendment H-8479 filed by the committee on appropriations and moved its adoption:

H-8479

- 1 Amend Senate File 2302, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 5, by striking lines 3 through 13.
- 4 2. Page 9, by striking lines 18 through 31 and
- 5 inserting the following:
- 6 "Sec. __. Section 331.605, subsection 6, Code
- 7 Supplement 1999, is amended to read as follows:
- 8 6. For filing an application for the license to
- 9 marry, thirty dollars which includes payment for one
- 10 certified copy of the original certificate of
- 11 marriage, to be issued following filing of the
- 12 original certificate of marriage. For issuing an
- 13 application for an order of the district court
- 14 authorizing the validation of a license to marry
- 15 before the expiration of three days from the date of
- 16 issuance of the license, five dollars. The district
- 17 court shall authorize the early validation of a
- 18 marriage license without the payment of any fees
- 19 imposed in this subsection upon showing that the
- 20 applicant is unable to pay the fees."
- 21 3. Page 10, by striking line 4 and inserting the
- 22 following: "fifteen days to the county registrar, who
- 23 issued the".
- 24 4. Page 10, by striking lines 8 through 14, and
- 25 inserting the following:
- 26 "Following receipt of the original certificate of
- 27 marriage pursuant to section 144.36, the county
- 28 registrar shall issue a certified copy of the original
- 29 certificate of marriage to the parties to the
- 30 marriage."
- 31 5. By renumbering as necessary.

The committee amendment H-8479 was adopted.

Davis of Wapello asked and received unanimous consent to withdraw amendment H-8518 filed by Nelson-Forbes of Marshall, et al., on March 22, 2000.

Blodgett of Cerro Gordo asked and received unanimous consent to withdraw amendment H-8235 filed by him on March 7, 2000.

Blodgett of Cerro Gordo offered the following amendment H-8236 filed by him and moved its adoption:

H-8236

- 1 Amend Senate File 2302, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 2, by striking line 12, and inserting the
- 4 following: "a woman may breast-feed the".

Amendment H-8236 was adopted.

Ford of Polk offered amendment H-8719 filed by him from the floor as follows:

H-8719

- 1 Amend Senate File 2302, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 2, by inserting after line 14 the
- 4 following:
- 5 "Sec. ____ Section 135.105B, Code 1999, is amended
- 6 to read as follows:
- 7 135.105B VOLUNTARY GUIDELINES – HEALTH AND
- 8 ENVIRONMENTAL MEASURES MODEL LEAD HAZARD REMEDIATION
- 9 REQUIREMENTS – CONFIRMED CASES OF LEAD POISONING.
- 10 1. The department ~~may develop voluntary guidelines~~
- 11 ~~which may be used to develop and administer local~~
- 12 ~~programs shall establish by rule model lead hazard~~
- 13 ~~remediation requirements for residential properties to~~
- 14 address the health and environmental needs of children
- 15 who are confirmed as lead poisoned. The purpose of
- 16 the requirements shall be to prevent ongoing and
- 17 future exposure to lead-based paint hazards. Local
- 18 boards of health may adopt and enforce the
- 19 requirements or may adopt the requirements and request
- 20 that the requirements be enforced by the state.
- 21 However, local boards of health shall not be required
- 22 to adopt and enforce the requirements. The state may
- 23 not enforce the requirements unless the requirements
- 24 have been adopted by the local board of health and the
- 25 local board of health has requested that the state
- 26 enforce the requirements.
- 27 2. The voluntary guidelines model lead hazard
- 28 remediation requirements may be based upon existing
- 29 local ordinances that address the medical-care
- 30 management of children's health needs and the
- 31 mitigation of the environmental factors which
- 32 contributed to the lead poisoning.
- 33 3. ~~Following development of the voluntary~~

34 ~~guidelines, cities or counties may elect to utilize~~
35 ~~the guidelines in developing and administering local~~
36 ~~programs through city or county health departments on~~
37 ~~a city, county, or multicounty basis or may request~~
38 ~~that the state develop and administer the local~~
39 ~~program. However, cities and counties are not~~
40 ~~required to develop and administer local programs~~
41 ~~based upon the guidelines."~~
42 2. By renumbering as necessary.

Grundberg of Polk rose on a point of order that amendment H-8719 was not germane.

The Speaker ruled the point well taken and amendment H-8719 not germane.

The House stood at ease at 10:33 a.m., until the fall of the gavel.

The House resumed session at 11:26 a.m., Speaker Siegrist in the chair.

Rants of Woodbury asked and received unanimous consent that Senate File 2302 be deferred and that the bill retain its place on the calendar.

On motion by Rants of Woodbury, the House was recessed at 11:28 a.m., until 1:30 p.m.

AFTERNOON SESSION

The House reconvened at 2:22 p.m., Speaker Siegrist in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 2274, a bill for an act declaring null and void gubernatorial executive orders relating to equal opportunity and affirmative action in state employment and uniform procedures for the waiver of administrative rules and providing an effective date, with report of committee recommending passage, was taken up for consideration.

The House stood at ease at 2:26 p.m., until the fall of the gavel.

The House resumed session at 3:45 p.m., Speaker Siegrist in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed sixty-four members present, thirty-six absent.

The House resumed consideration of Senate File 2274.

Carroll of Poweshiek in the chair at 3:58 p.m.

Speaker Siegrist in the chair at 4:47 p.m.

Sukup of Franklin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 2274)

The ayes were, 55:

Alons	Arnold	Barry	Baudler
Blodgett	Boal	Boddicker	Bogess
Bradley	Brauns	Brunkhorst	Carroll
Cormack	Dix	Dolecheck	Drake
Eddie	Garman	Gipp	Greiner
Hahn	Hansen	Heaton	Hoffman
Holmes	Horbach	Houser	Huseman
Jacobs	Jager	Jenkins	Johnson
Kettering	Klemme	Kreiman	Larson
Lord	Martin	Metcalf	Millage
Nelson-Forbes	Raecker	Rants	Rayhons
Shey	Sukup	Sunderbruch	Teig
Thomson	Tyrrell	Van Engelenhoven	Van Fossen
Weidman	Welter	Mr. Speaker	
		Siegrist	

The nays were, 43:

Bell	Bukta	Cataldo	Chiodo
Cphoon	Connors	Davis	Doderer
Dotzler	Drees	Falck	Fallon
Foege	Ford	Greimann	Grundberg
Holveck	Huser	Jochum	Kuhn
Larkin	Mascher	May	Mertz

Mundie	Murphy	Myers	O'Brien
Osterhaus	Parmenter	Reynolds	Richardson
Scherrman	Shoultz	Stevens	Taylor, D.
Taylor, T.	Thomas	Warnstadt	Weigel
Whitead	Wise	Witt	

Absent or not voting, 2:

Frevert Schrader

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Rants of Woodbury asked and received unanimous consent that **Senate File 2274** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 4, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 475, a bill for an act concerning nonsubstantive gender-related provisions in the Code.

Also: That the Senate has on April 4, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2170, a bill for an act regarding application of the margin of error for chemical test evidence used in operating while intoxicated prosecutions.

Also: That the Senate has on April 4, 2000, amended and passed the following bill in which the concurrence of the House is asked:

House File 2429, a bill for an act relating to the publication and recordkeeping duties of county officers by providing for the maintenance of permanent records by electronic means and the determination of publication rates.

Also: That the Senate has on April 4, 2000, passed the following bill in which the concurrence of the Senate was asked:

House File 2542, a bill for an act relating to distributions made to and income from missing property of certain persecuted victims of World War II and their heirs, including effective and retroactive applicability dates.

Also: That the Senate has on April 4, 2000, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 106, a concurrent resolution relating to support of the State of Minnesota's lawsuit against the federal government and the United States Secretary of Health and Human Services regarding disparate funding under the federal Medicare program.

Also: That the Senate has on April 4, 2000, amended the House amendment, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the House is asked:

Senate File 2371, a bill for an act relating to the establishment of a water quality initiative program by the department of agriculture and land stewardship and the department of natural resources, defining and providing for the use of credible data for quality control and assurance procedures, and providing for other properly related matters, and providing an applicability date.

MICHAEL E. MARSHALL, Secretary

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on April 3, 2000. Had I been present, I would have voted "aye" on House File 2550 and Senate Files 421, 2146, 2249, 2254, 2294, 2307, 2342, 2416, 2418 and 2420.

RAECKER of Polk

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 4th day of April, 2000: House Files 2136, 2172, 2321, 2512 and 2525.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Report adopted.

PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Forty seventh grade students from Aurelia Community School, Aurelia, accompanied by their teachers, Mr. Ireland, Mr. Radke and Mr. Damars. By Huseman of Cherokee.

Second grade students from Irving Elementary School, Indianola, accompanied by Miss Cullen. By Richardson of Warren.

Forty elementary school students from Polk Elementary School, Cedar Rapids, accompanied by Ms. Wallace and Ms. Young. By Shey of Linn.

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF HUMAN SERVICES
Healthy and Well Kids in Iowa Program

The January 2000 Second Baseline Report, pursuant to Chapter 514I.4, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

ELIZABETH A. ISAACSON
Chief Clerk of the House

2000\730 Margaret and Orris Linn, Keosauqua – For celebrating their 50th wedding anniversary.

2000\731 Elousie and Rex Syfert, Keosauqua – For celebrating their 50th wedding anniversary.

2000\732 Jeffrey Paul Skalberg, Red Oak – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.

2000\733 Arvada Beck, Milford – For celebrating her 89th birthday.

- 2000\734 Lorene Meek, Tama – For celebrating her 80th birthday.
- 2000\735 Pauline Schminke, Vinton – For celebrating her 80th birthday.
- 2000\736 Nina Smith, Vinton – For celebrating her 90th birthday.
- 2000\737 Greg Anderson, Hull – For being named to the Class 1-A Boys' Basketball All Tournament Team.
- 2000\738 Lola and Walter Mathine, Estherville – For celebrating their 50th wedding anniversary.
- 2000\739 Marie Gorman, Fairfield – For celebrating her 90th birthday.
- 2000\740 Lois and Charles Sorenson, Elkhart – For celebrating their 50th wedding anniversary.
- 2000\741 Monna and Robert Muehlenthaler, Ankeny – For celebrating their 50th wedding anniversary.
- 2000\742 Fannie Davis, Corydon – For celebrating her 104th birthday.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2419

Ways and Means: Blodgett, Chair; Larson and Osterhaus.

Senate File 2427

Ways and Means: Drake, Chair; Richardson and Teig.

RESOLUTIONS FILED

HCR 117, by Brauns and Bradley, a concurrent resolution establishing a special commission to study and make recommendations concerning the impact of current and future state replacement funds paid to local governments to mitigate the effects of the elimination of the property tax on industrial machinery, equipment, and computers.

Laid over under **Rule 25**.

HCR 118, by Thomas and Heaton, a concurrent resolution requesting the office of the attorney general to establish an operating while intoxicated (OWI) task force to review the clarity, complexity, and functionality of current operating while intoxicated Code provisions and to make recommendations to the general assembly.

Laid over under **Rule 25.**

HR 117, by Raecker, Ford, Siegrist, Rants, Schrader, Alons, Arnold, Barry, Baudler, Blodgett, Boal, Boddicker, Boggess, Bradley, Brauns, Brunkhorst, Carroll, Cormack, Davis, Dix, Dolecheck, Drake, Eddie, Garman, Gipp, Greiner, Grundberg, Hahn, Hansen, Heaton, Hoffman, Holmes, Horbach, Houser, Huseman, Jacobs, Jager, Jenkins, Johnson, Kettering, Klemme, Larson, Lord, Martin, Metcalf, Millage, Nelson-Forbes, Rayhons, Shey, Sukup, Sunderbruch, Teig, Thomson, Tyrrell, Van Engelenhoven, Van Fossen, Weidman, Welter, Bell, Bukta, Cataldo, Chiodo, Cohoon, Connors, Doderer, Dotzler, Drees, Falck, Fallon, Foege, Greimann, Holveck, Huser, Jochum, Kreiman, Kuhn, Larkin, Mascher, May, Mertz, Mundie, Murphy, Myers, O'Brien, Osterhaus, Parmenter, Reynolds, Richardson, Scherrman, Shoultz, Stevens, D. Taylor, T. Taylor, Thomas, Warnstadt, Weigel, Whitead, Wise and Witt, a resolution congratulating the Drake Women's Basketball Team.

Laid over under **Rule 25.**

AMENDMENTS FILED

H—8714	H.F.	2533	Senate Amendment
H—8715	H.F.	2463	Senate Amendment
H—8716	H.F.	2198	Senate Amendment
H—8717	S.F.	2430	Parmenter of Story
H—8720	S.F.	2329	Blodgett of Cerro Gordo Welter of Jones Drees of Carroll T. Taylor of Linn
H—8721	S.F.	2302	Nelson-Forbes of Marshall
H—8722	S.F.	2428	Shoultz of Black Hawk
H—8723	S.F.	2302	Osterhaus of Jackson
H—8724	S.F.	2430	Jochum of Dubuque
H—8725	S.F.	441	Carroll of Poweshiek Grundberg of Polk
H—8726	H.F.	2530	Bradley of Clinton
H—8727	S.F.	2371	Senate Amendment
H—8728	H.F.	2429	Senate Amendment
H—8729	H.F.	475	Senate Amendment

On motion by Rants of Woodbury the House adjourned at 5:12 p.m., until 8:45 a.m., Wednesday, April 5, 2000.